SENATE JOURNAL
68TH LEGISLATURE
FIRST LEGISLATIVE DAY

Helena, Montana
January 02, 2023

Senate Chambers
State Capitol

Senate convened at 12:00 p.m. Senator John Esp, Dean of the Senate, presiding.

Without objection, Senator Esp appointed Pastor Keith Johnson and Pastor Steve Bostrom of Helena as temporary chaplains. In addition, Senator Esp appointed Gordon Vance of Belgrade as the temporary Sergeant-at-Arms.

Posting of the colors by the Montana Army National Guard Honor Guard. Pledge of Allegiance to the Flag.

Invocation by Kristen Juras, Lieutenant Governor of Montana.

Without objection, Senator Esp appointed Marilyn Miller of Helena as temporary Secretary of the Senate. Secretary Miller called the roll of the newly elected Senators:

Senate District 1 - Mike Cuffe
Senate District 4 - John Fuller
Senate District 5 - Mark Noland
Senate District 8 - Susan Webber
Senate District 9 - Bruce Gillespie
Senate District 11 - Daniel Emrich
Senate District 12 - Wendy McKamey
Senate District 13 - Jeremy Trebas
Senate District 14 - Russel (Russ) Tempel
Senate District 15 - Dan Bartel
Senate District 19 - Kenneth Bogner
Senate District 20 - Barry Usher
Senate District 22 - Daniel Zolnikov
Senate District 24 - Kathy Kelker
Senate District 27 - Dennis Lenz
Senate District 29 - Forrest Mandeville
Senate District 30 - John Esp
Senate District 32 - Pat Flowers
Senate District 33 - Denise Hayman
Senate District 34 - Shelley Vance
Senate District 39 - Terry Vermeire
Senate District 41 - Janet Ellis
Senate District 42 - Mary Ann Dunwell
Senate District 43 - Jason Ellsworth
Senate District 48 - Shane Morigeau
Senate District 49 - Willis Curdy
Senate District 50 - Andrea Olsen

Sergeant-at-Arms Vance admitted the Honorable Laurie McKinnon, Justice of the Montana Supreme Court, into the Senate chamber. Justice McKinnon administered the oath of office to the

newly elected Senators; Senator Hayman was present via Zoom. Justice McKinnon was then escorted from the chamber by Sergeant-at-Arms Vance.

Secretary Miller called the roll of the entire Senate. Fifty members present. Quorum present.

Majority Leader Steve Fitzpatrick moved the Rules of the Senate and the Joint Rules as reflected in **SR1** and **SJ1**, printed and placed on the members' desks this day, be adopted as the temporary operating rules of the 68th Legislature. Motion carried.

Senator Esp opened nominations for the Office of President of the Montana Senate. Senator Friedel nominated Senator Jason Ellsworth of Senate District 43 for the office of President of the Senate for the 68th Legislature and moved that the election carry with it the name of Senator Kenneth Bogner of Senate District 19 for the office of President Pro Tempore.

Senator Flowers moved the nominations be closed and that Senator Ellsworth be elected President of the Senate by acclamation. Motion carried.

President Ellsworth assumed the chair and addressed the Senate. President Ellsworth introduced President Pro Tempore Kenneth Bogner, Minority Leader Pat Flowers, and Majority Leader Steve Fitzpatrick. Each Senator addressed the Senate.

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 1, introduced by D. Salomon (by request of the Education Interim Committee), referred to the Education and Cultural Resources Committee.
SB 2, introduced by K. Bogner (by request of the Economic Affairs Interim Committee), referred to the Judiciary Committee.
SB 3, introduced by M. Cuffe (by request of the Revenue Interim Committee), referred to the Taxation Committee.
SB 4, introduced by J. Gross (by request of the Children, Families, Health, and Human Services Interim Committee), referred to the Public Health, Welfare, and Safety Committee.
SB 5, introduced by M. Dunwell (by request of the Local Government Interim Committee), referred to the Local Government Committee.
SB 6, introduced by J. Gross (by request of the Law and Justice Interim Committee), referred to the Judiciary Committee.
SB 7, introduced by T. McGillvray (by request of the Law and Justice Interim Committee), referred to the Judiciary Committee.
SB 8, introduced by S. O'Brien (by request of the Education Interim Committee), referred to the Education and Cultural Resources Committee.
SB 9, introduced by D. Salomon (by request of the Education Interim Committee), referred to the Education and Cultural Resources Committee.
SB 10, introduced by S. O'Brien (by request of the Education Interim Committee), referred to the Education and Cultural Resources Committee.
SB 11, introduced by B. Usher (by request of the Law and Justice Interim Committee), referred to the Judiciary Committee.

SB 12, introduced by R. Lynch (by request of the Law and Justice Interim Committee), referred to the Judiciary Committee.
SB 13, introduced by K. Regier (by request of the Law and Justice Interim Committee), referred to the Judiciary Committee.
SB 14, introduced by G. Hertz (by request of the Revenue Interim Committee), referred to the Taxation Committee.
SB 15, introduced by S. O'Brien (by request of the Revenue Interim Committee), referred to the Taxation Committee.
SB 16, introduced by G. Hertz (by request of the Revenue Interim Committee), referred to the Taxation Committee.
SB 17, introduced by J. Welborn (by request of the Water Policy Interim Committee), referred to the Natural Resources Committee.
SB 18, introduced by M. Cuffe (by request of the State Administration and Veterans' Affairs Interim Committee), referred to the State Administration Committee.
SB 19, introduced by K. Regier (by request of the Criminal Justice Oversight Council), referred to the Judiciary Committee.
SB 20, introduced by S. Fitzpatrick (by request of the Department of Revenue), referred to the Business, Labor, and Economic Affairs Committee.
SB 21, introduced by S. Fitzpatrick (by request of the Department of Revenue, referred to the Business, Labor, and Economic Affairs Committee.
SB 22, introduced by S. Morigeau (by request of the Economic Affairs Interim Committee), referred to the Business, Labor, and Economic Affairs Committee.
SB 23, introduced by J. Trebas (by request of the Department of Revenue), referred to the Taxation Committee.
SB 24, introduced by G. Hertz (by request of the Department of Revenue), referred to the Taxation Committee.
SB 25, introduced by R. Lynch (by request of the Teachers' Retirement Board), referred to the State Administration Committee.
SB 26, introduced by R. Lynch (at the request of the Department of Public Health and Human Services), referred to the Public Health, Welfare, and Safety Committee.
SB 27, introduced by W. Sales (at the request of the Department of Revenue), referred to the Taxation Committee.
SB 28, introduced by M. Lang (at the request of the Environmental Quality Council), referred to the Taxation Committee.
SB 29, introduced by W. McKamey (at the request of the State Administration and Veterans' Affairs Interim Committee), referred to the State Administration Committee.
SB 30, introduced by W. McKamey (at the request of the Commissioner of Political Practices), referred to the State Administration Committee.
SB 31, introduced by W. McKamey (at the request of the Commissioner of Political Practices), referred to the State Administration Committee.
SB 32, introduced by M. Cuffe (at the request of the Department of Public Service Regulation), referred to the Natural Resources Committee.
SB 33, introduced by M. Cuffe (at the request of the Department of Public Service Regulation), referred to the Highways and Transportation Committee.
SB 34, introduced by R. Lynch (at the request of the Department of Public Health and Human Services), referred to the Public Health, Welfare, and Safety Committee.
SB 35, introduced by D. Salomon (at the request of the Department of Administration), referred to the Business, Labor, and Economic Affairs Committee.

SB 36, introduced by D. Lenz (at the request of the Department of Public Health and Human Services), referred to the Public Health, Welfare, and Safety Committee.
SB 37, introduced by G. Hertz (at the request of the Department of Livestock), referred to the Agriculture, Livestock, and Irrigation Committee.
SB 38, introduced by B. Brown (at the request of the Department of Justice), referred to the Judiciary Committee.
SB 39, introduced by D. Bartel (at the request of the Department of Environmental Quality), referred to the Natural Resources Committee.
SB 40, introduced by M. Cuffe (at the request of the Department of Military Affairs), referred to the State Administration Committee.
SB 42, introduced by S. Hinebauch (at the request of the Department of Natural Resources and Conservation), referred to the Natural Resources Committee.
SB 43, introduced by W. Curdy (at the request of the Department of Natural Resources and Conservation), referred to the Natural Resources Committee.
SB 44, introduced by J. Small, referred to the Judiciary Committee.
SB 45, introduced by W. McKamey (at the request of the Department of Public Health and Human Services), referred to the Public Health, Welfare, and Safety Committee.
SB 46, introduced by W. McKamey (at the request of the Department of Revenue), referred to the Taxation Committee.
SB 47, introduced by T. Manzella (at the request of the Department of Transportation), referred to the Judiciary Committee.
SB 48, introduced by C. Pope (at the request of the Department of Environmental Quality), referred to the Public Health, Welfare, and Safety Committee.
SB 49, introduced by M. Cuffe (at the request of the State Auditor), referred to the State Administration Committee.
SB 50, introduced by D. Bartel (at the request of the Department of Administration), referred to the State Administration Committee.
SB 51, introduced by S. Fitzpatrick (at the request of the Department of Administration), referred to the State Administration Committee.
SB 52, introduced by W. McKamey (at the request of the Department of Livestock), referred to the Agriculture, Livestock, and Irrigation Committee.
SB 53, introduced by M. Lang (at the request of the Department of Labor and Industry), referred to the Business, Labor, and Economic Affairs Committee.
SB 54, introduced by G. Hertz (at the request of the Department of Revenue), referred to the Taxation Committee.
SB 55, introduced by S. Hinebauch (at the request of the Department of Environmental Quality), referred to the Natural Resources Committee.
SB 56, introduced by E. McClafferty (at the request of the State Administration and Veterans' Affairs Interim Committee), referred to the State Administration Committee.
SB 57, introduced by T. Manzella (at the request of the Department of Transportation), referred to the Highways and Transportation Committee.
SB 58, introduced by S. Hinebauch (at the request of the Department of Fish, Wildlife, and Parks), referred to the Fish and Game Committee.
SB 59, introduced by S. Fitzpatrick (at the request of the Department of Revenue), referred to the Business, Labor, and Economic Affairs Committee.
SB 60, introduced by R. Tempel (at the request of the State Library Commission), referred to the State Administration Committee.
SB 61, introduced by J. Ellis (at the request of the Commissioner of Political Practices), referred to the State Administration Committee.

SB 62, introduced by D. Zolnikov (at the request of the Department of Revenue), referred to the Taxation Committee.
SB 63, introduced by D. Zolnikov (at the request of the Department of Revenue), referred to the Business, Labor, and Economic Affairs Committee.
SB 64, introduced by D. Zolnikov (at the request of the Department of Revenue), referred to the Taxation Committee.
SB 65, introduced by D. Zolnikov (at the request of the Department of Revenue), referred to the Taxation Committee.
SB 66, introduced by M. Fox (at the request of the Department of Military Affairs), referred to the State Administration Committee.
SB 67, introduced by T. McGillvray (at the request of the Department of Justice), referred to the Public Health, Welfare and Safety Committee.
SB 68, introduced by B. Usher (at the request of the Department of Corrections), referred to the Judiciary Committee.
SB 69, introduced by S. O'Brien (at the request of the Education Interim Committee), referred to the Education and Cultural Resources Committee.
SB 70, introduced by S. O'Brien (at the request of the Education Interim Committee), referred to the Education and Cultural Resources Committee.
SB 71, introduced by D. Salomon (at the request of the Department of Livestock), referred to the Business, Labor, and Economic Affairs Committee.
SB 72, introduced by S. Fitzpatrick (at the Department of Natural Resources and Conservation), referred to the Natural Resources Committee.
SB 73, introduced by T. McGillvray (at the request of the Legislative Audit Committee), referred to the State Administration Committee.
SB 74, introduced by W. McKamey (at the request of the Public Employees' Retirement Board), referred to the State Administration Committee.
SB 75, introduced by S. Fitzpatrick (at the request of the Department of Revenue), referred to the Business, Labor, and Economic Affairs Committee.
SB 76, introduced by E. McClafferty (at the request of the Department of Fish, Wildlife, and Parks), referred to the Fish and Game Committee.
SB 77, introduced by S. Morigeau (at the request of the Montana Districting and Apportionment Commission), referred to the State Administration Committee.
SB 78, introduced by B. Gillespie (at the request of the Livestock Loss Board), referred to the Agriculture, Livestock, and Irrigation Committee.
SB 79, introduced by R. Lynch (by request of the Department of Corrections), referred to the Judiciary Committee.
SB 80, introduced by M. Fox (by request of the Department of Commerce), referred to the Business, Labor, and Economic Affairs Committee.
SB 81, introduced by R. Tempel (by request of the Department of Revenue), referred to the Taxation Committee.
SB 82, introduced by C. Friedel (by request of the Department of Environmental Quality), referred to the Natural Resources Committee.
SB 83, introduced by M. Cuffe (by request of the Department of Natural Resources and Conservation), referred to the Natural Resources Committee.
SB 84, introduced by B. Brown (by request of the Department of Fish, Wildlife, and Parks), referred to the Fish and Game Committee.
SB 85, introduced by M. Lang (by request of the Department of Fish, Wildlife, and Parks), referred to the Fish and Game Committee.

SB 86, introduced by S. Morigeau (by request of the Montana Districting and Apportionment Commission), referred to the State Administration Committee.
SB 87, introduced by T. McGillvray (by request of the Department of Public Health and Human Services), referred to the Public Health, Welfare, and Safety Committee.
SB 88, introduced by W. Curdy (by request of the Department of Fish, Wildlife, and Parks), referred to the Fish and Game Committee.
SB 89, introduced R. Lynch (by request of the Criminal Justice Oversight Council), referred to the Judiciary Committee.
SB 90, introduced by E. Boldman (by request of the Department of Revenue), referred to the Business, Labor and Economic Affairs Committee.
SB 91, introduced by D. Emrich (by request of the State Public Defender), referred to the Judiciary Committee.
SB 92, introduced by E. Emrich (by request of the State Public Defender), referred to the Judiciary Committee.
SB 93, introduced by M. Cuffe (by request of the State Administration and Veterans' Affairs Interim Committee), referred to the State Administration Committee.
SB 94, introduced by B. Usher (by request of the Criminal Justice Oversight Council), referred to the Judiciary Committee.
SB 95, introduced by B. Usher (by request of the Criminal Justice Oversight Council), referred to the Judiciary Committee.
SB 96, introduced by B. Usher (by request of the Criminal Justice Oversight Council), referred to the Judiciary Committee.

The following Senate joint resolutions were introduced, read first time, and referred to committee:

SJ 1, introduced by S. Fitzpatrick (by request of the (S) Rules Committee), referred to the Rules Committee.
SJ 3, introduced by R. Lynch (by request of the Law and Justice Interim Committee), referred to the Judiciary Committee.
SJ 4, introduced by W. McKamey (by request of the State Administration and Veterans' Affairs Interim Committee), referred to the State Administration Committee.
SJ 5, introduced by B. Brown (by request of the State-Tribal Relations Committee), referred to the Judiciary Committee.

The following Senate resolution was introduced, read first time, and referred to committee:

SR 1, introduced by S. Fitzpatrick (by request of the (S) Rules Committee), referred to the Rules Committee.

The following Senate bill was introduced and read first time:

SB 41, introduced by J. Welborn (by request of the Department of Natural Resources and Conservation).

The following Senate joint resolution was introduced and read first time:

SJ 2, introduced by T. McGillvray.

REPORTS OF STANDING COMMITTEES

COMMITTEE ON COMMITTEES (McGillvray,Chair) 01/02/2023

Secretary Miller read the report from the Committee on Committees recommending the following committee appointments:

AGRICULTURE, LIVESTOCK AND IRRIGATION
Tu, Th: 3 p.m.; Rm 335
Lang, Mike (R) - Chair
Gillespie, Bruce (R) - Vice Chair
Webber, Susan (D) - Vice Chair
Bartel, Dan (R)
Boldman, Ellie (D)
Lenz, Dennis (R)
McKamey, Wendy (R)
Morigeau, Shane (D)
O'Brien, Shannon (D)
Salomon, Daniel (R)
Welborn, Jeff (R)
Secretary: Grace Gibney, Rm 65, 444-4618
Staff: Trevor Graff, Rm 171C, 444-4975

BUSINESS, LABOR, AND ECONOMIC AFFAIRS
M-F: 8 a.m.; Rm 422
Small, Jason (R) - Chair
Noland, Mark (R) - Vice Chair
Pope, Christopher (D) - Vice Chair
Curdy, Willis (D)
Ellsworth, Jason (R)
Fitzpatrick, Steve (R)
Fox, Mike (D)
Gillespie, Bruce (R)
Sales, Walt (R)
Vermeire, Terry (R)
Secretary: Daisy Rhodes, Rm 65, 444-4315
Staff: Erin Sullivan, Rm 136, 444-3594

COMMITTEE ON COMMITTEES
On call
McGillvray, Tom (R) - Chair
Welborn, Jeff (R) - Vice Chair
Esp, John (R)
Hinebauch, Steve (R)
Lang, Mike (R)
Zolnikov, Daniel (R)
Secretary: TBD
Staff: Jerry Howe, LSD Director, Rm 112
444-3066

EDUCATION AND CULTURAL RESOURCES
M, W, F: 3 p.m.; Rm 422
Salomon, Daniel (R) - Chair
Tempel, Russ (R) - Vice Chair
McClafferty, Edie (D) - Vice Chair
Emrich, Daniel (R)
Fitzpatrick, Steve (R)
Fuller, John (R)
Hertz, Greg (R)
O'Brien, Shannon (D)
Olsen, Andrea (D)
Regier, Keith (R)
Webber, Susan (D)
Secretary: Lynnette Sena, Rm 65, 444-4816
Staff: Pad McCracken, Rm 111A, 444-3595

ENERGY AND TELECOMMUNICATIONS
Tu, Th: 3 p.m.; Rm 317
Sales, Walt (R) - Chair
Small, Jason (R) - Vice Chair
Lynch, Ryan (D) - Vice Chair
Cuffe, Mike (R)
Ellis, Janet (D)
Fitzpatrick, Steve (R)
Hayman, Denise (D)
Molnar, Brad (R)
Pope, Christopher (D)
Regier, Keith (R)
Tempel, Russ (R)
Zolnikov, Daniel (R)
Secretary: Jack Racicot, Rm 65, 444-1527
Staff: Jason Mohr, Rm 171, 444-1640

ETHICS
On call
McGillvray, Tom (R) - Chair
Hinebauch, Steve (R) - Vice Chair
O'Brien, Shannon (D)
Pope, Christopher (D)
Staff: Todd Everts (LSD), Director of Legal Services,
Rm 123, 444-4023

FINANCE & CLAIMS
M-F: 8 a.m.; Rm 317
Esp, John (R) - Chair
Glimm, Carl (R) - Vice Chair
Ellis, Janet (D) - Vice Chair
Bartel, Dan (R)
Bogner, Kenneth (R)

Boldman, Ellie (D)
Cuffe, Mike (R)
Flowers, Pat (D)
Fuller, John (R)
Lang, Mike (R)
Lenz, Dennis (R)
Lynch, Ryan (D)
Mandeville, Forrest (R)
McGillvray, Tom (R)
Morigeau, Shane (D)
Pope, Christopher (D)
Salomon, Daniel (R)
Vance, Shelley (R)
Welborn, Jeff (R)
Secretary: Cy Walsh, Rm 65, 444-4889
Staff: Joe Triem (LFD), Rm 113, 444-5834
Staff: Julie Johnson (LSD), Rm 122, 444-4024

FISH AND GAME
Tu, Th: 3 p.m.; Rm 422
Hinebauch, Steve (R) - Chair
Brown, Bob (R) - Vice Chair
Fox, Mike (D) - Vice Chair
Curdy, Willis (D)
Ellsworth, Jason (R)
Emrich, Daniel (R)
Flowers, Pat (D)
Fuller, John (R)
Hertz, Greg (R)
McClafferty, Edie (D)
Noland, Mark (R)
Vermeire, Terry (R)
Secretary: Lynnette Sena, Rm 65, 444-4816
Staff: Casey Pallister, Rm 136, 444-3067

HIGHWAYS AND TRANSPORTATION
Tu, Th: 3 p.m.; Rm 405
Manzella, Theresa (R) - Chair
Friedel, Chris (R) - Vice Chair
Olsen, Andrea (D) - Vice Chair
Dunwell, Mary Ann (D)
Gauthier, Terry (R)
Glimm, Carl (R)
Gross, Jen (D)
Kelker, Kathy (D)
Mandeville, Forrest (R)
Trebas, Jeremy (R)
Usher, Barry (R)
Vance, Shelley (R)

Secretary: Trudy Burke, Rm 65, 444-4751
Staff: Joe Carroll, Rm 129, 444-3804

JUDICIARY
Tu-F: 8 a.m.; Rm 303
Regier, Keith (R) - Chair
Usher, Barry (R) - Vice Chair
Gross, Jen (D) - Vice Chair
Brown, Bob (R)
Emrich, Daniel (R)
Friedel, Chris (R)
Hinebauch, Steve (R)
Kelker, Kathy (D)
Manzella, Theresa (R)
Olsen, Andrea (D)
Webber, Susan (D)
Secretary: Grace Gibney, Rm 65, 444-4618
Staff: Julianne Burkhardt, Rm 126, 444-4025

LEGISLATIVE ADMINISTRATION
On call
Lang, Mike (R) - Chair
Esp, John (R) - Vice Chair
Fitzpatrick, Steve (R)
Gross, Jen (D)
O'Brien, Shannon (D) Zolnikov, Daniel (R)
Staff: Joe Kolman, Rm 111C, 444-3747

LOCAL GOVERNMENT
M, W, F: 3 p.m.; Rm 405
Friedel, Chris (R) - Chair
Bogner, Kenneth (R) - Vice Chair
Dunwell, Mary Ann (D) - Vice Chair
Boldman, Ellie (D)
Mandeville, Forrest (R)
Pope, Christopher (D)
Trebas, Jeremy (R)
Vermeire, Terry (R)
Zolnikov, Daniel (R)
Secretary: Lorna Mason, Rm 65, 444-1619
Staff: Toni Henneman, Rm 136A, 444-3593

NATURAL RESOURCES
M, W, F: 3 p.m.; Rm 303
Welborn, Jeff (R) - Chair
Sales, Walt (R) - Vice Chair
Morigeau, Shane (D) - Vice Chair
Brown, Bob (R)
Curdy, Willis (D)

Flowers, Pat (D)
Gillespie, Bruce (R)
Lang, Mike (R)
Lynch, Ryan (D)
Small, Jason (R) Usher, Barry (R)
Secretary: Jodi Mott, Rm 65, 444-7363
Staff: Jason Mohr, Rm 171, 444-1640

PUBLIC HEALTH, WELFARE AND SAFETY
M, W, F: 3 p.m.; Rm 317
McGillvray, Tom (R) - Chair
Lenz, Dennis (R) - Vice Chair Kelker, Kathy (D) - Vice Chair
Gauthier, Terry (R)
Glimm, Carl (R)
Gross, Jen (D)
Hinebauch, Steve (R)
Molnar, Brad (R)
Webber, Susan (D)
Secretary: Trudy Burke, Rm 65, 444-4751
Staff: Maddie Krezowski, Rm 19, 444-6857

RULES
On call
Fitzpatrick, Steve (R) - Chair
Ellsworth, Jason (R) - Vice Chair
Flowers, Pat (D) - Vice Chair
Boldman, Ellie (D)
Brown, Bob (R)
Ellis, Janet (D)
Esp, John (R)
Hertz, Greg (R)
Lenz, Dennis (R)
Lynch, Ryan (D)
McGillvray, Tom (R)
Morigeau, Shane (D)
O'Brien, Shannon (D)
Regier, Keith (R)
Usher, Barry (R)
Welborn, Jeff (R)
Staff: Todd Everts (LSD), Director of Legal Services,
Rm 123, 444-4023

STATE ADMINISTRATION
M, W, F: 3 p.m.; Rm 335
Cuffe, Mike (R) - Chair
McKamey, Wendy (R) - Vice Chair
Hayman, Denise (D) - Vice Chair
Bartel, Dan (R)
Ellis, Janet (D)

Fitzpatrick, Steve (R)
Fox, Mike (D)
Manzella, Theresa (R)
Noland, Mark (R)
Vance, Shelley (R)
Secretary: Daisy Rhodes, Rm 65, 444-4315
Staff: Joe Carroll, Rm 129, 444-3804

TAXATION
M-F: 8 a.m.; Rm 405
Hertz, Greg (R) - Chair
Zolnikov, Daniel (R) - Vice Chair
O'Brien, Shannon (D) - Vice Chair
Dunwell, Mary Ann (D)
Gauthier, Terry (R)
Hayman, Denise (D)
McClafferty, Edie (D)
McKamey, Wendy (R)
Molnar, Brad (R)
Trebas, Jeremy (R) Tempel, Russ (R)
Secretary: Lorna Mason, Rm 65, 444-1619
Staff: Jaret Coles, Rm 124, 444-4022

APPROPRIATIONS/FINANCE & CLAIMS JOINT SUBCOMMITTEES:

EDUCATION (E)
M-F: 8 a.m.; Rm 472
Bedey, Rep. David (R) - Chair
Salomon, Sen. Daniel (R) - Vice Chair
Esp, Sen. John (R)
Fuller, Sen. John (R)
Jones, Rep. Llew (R)
Keogh, Rep. Connie (D)
Morigeau, Sen. Shane (D)
Windy Boy, Rep. Jonathan (D)
Clerk: Megan Maule, Rm 468, 444-4705
Staff: Katie Guenther, lead (LFD), Rm 132, 444-4111
Staff: Katy Callon (LFD), Rm 110, 444-4421
Staff: Alice Hecht (LFD), Rm 110, 444-1825
Staff: Julia Pattin (LFD), Rm 110, 444-4322

GENERAL GOVERNMENT (A)
M-F: 8 a.m.; Rm 350
Moore, Rep. Terry (R) - Chair
Mandeville, Sen. Forrest (R) - Vice Chair
Bartel, Sen. Dan (R)
Falk, Rep. Terry (R)
Flament, Rep. Doug (R)
Flowers, Sen. Pat (D)

Hamilton, Rep. Jim (D)
Clerk: Anne Woodland, Rm 468, 444-1596
Staff: Molly DelCurto, lead (LFD), Rm 110, 444-5417
Staff: Tami Gunlock (LFD), Rm 110, 444-7354
Staff: Katie Guenther (LFD), Rm 132, 444-4111

HEALTH & HUMAN SERVICES (B)
M-F: 8 a.m.; Rm 102
Keenan, Rep. Bob (R) - Chair
Glimm, Sen. Carl (R) - Vice Chair
Caferro, Rep. Mary (D)
Gillette, Rep. Jane (R)
Lenz, Sen. Dennis (R)
Pope, Sen. Christopher (D)
Clerk: Krista Kaarre, Rm 451, 444-4185
Staff: Josh Poulette, lead (LFD), Rm 130, 444-1542
Staff: Julia Hamilton (LFD), Rm 110, 444-5469

JUDICIAL BRANCH, LAW ENFORCEMENT AND JUSTICE (D)
M-F: 8 a.m.; Rm 317A
Mercer, Rep. Bill (R) - Chair
McGillvray, Sen. Tom (R) - Vice Chair
Binkley, Rep. Michele (R)
Kerr-Carpenter, Rep. Emma (D)
Lynch, Sen. Ryan (D)
Nave, Rep. Fiona (R)
Vance, Sen. Shelley (R)
Clerk: Macy McCauley, Rm 451, 444-4846
Staff: Cathy Duncan, lead (LFD), Rm 117, 444-4580
Staff: Walker Hopkins (LFD), Rm 110, 444-1783

LONG-RANGE PLANNING (F)
M-F: 8 a.m.; Rm 317B
Hopkins, Rep. Mike (R) - Chair
Cuffe, Sen. Mike (R) - Vice Chair
Boldman, Sen. Ellie (D)
Fitzpatrick, Rep. John (R)
Lang, Sen. Mike (R)
Regier, Rep. Matt (R) Tuss, Rep. Paul (D)
Clerk: Sara Fleming, Rm 468, 444-4861
Staff: Katy Callon (LFD), Rm 110, 444-4421

NATURAL RESOURCES AND TRANSPORTATION (C)
M-F: 8 a.m.; Rm 317C
Schillinger, Rep. Jerry (R) - Chair
Welborn, Sen. Jeff (R) - Vice Chair
Bogner, Sen. Kenneth (R)
Ellis, Sen. Janet (D)

Hellegaard, Rep. Lyn (R)
Read, Rep. Joe (R)
Stewart Peregoy, Rep. Sharon (D)
Clerk: Kathlyn Walker, Rm 451, 444-4877
Staff: Rob Miller, lead (LFD), Rm 118, 444-1795
Staff: Alice Hecht (LFD), Rm 110, 444-1825

Senator McGillvray moved the adoption of the committee report. Motion carried.

LEGISLATIVE ADMINISTRATION (Lang, Chair) 01/02/2023

Secretary Miller read the report from the Legislative Administration Committee recommending the following staff appointments:

SENATE STAFF 2023

Secretary of the Senate

Marilyn Miller	Secretary of the Senate
Debra Polhemus	Deputy Secretary of the Senate
Jacelyn Sterling	Committee Support Supervisor
Hannah Osmundson	Secretary to Secretary of the Senate
Debbie Fraley	Secretary to Secretary of the Senate
Emilia Gilsdorf	Secretary to the President

Sergeant's Office

Gordon Vance	Sergeant at Arms
Ray Todd	Assistant Sergeant at Arms
Bonner Armstrong	Assistant Sergeant at Arms, Supplies
Dylan Todd	Safety and Facilities Aide
Craig Fraley	Safety and Facilities Aide
Pat Hamilton	Safety and Facilities Aide
Dayton Stewart	Safety and Facilities Aide
Jean Johnson	Page Supervisor

Majority Office

Kyle Schmach	Communications Director
Abra Belke	
Christopher Shipp	Senior Policy Advisor
Jayne Visser	Legislative Aide
Dan Duffey	Legislative Aide
Witt Williams	Legislative Aide

Minority Office

George Wolcott	Democratic Chief of Staff
Tyler Wycoff	Democratic Press Secretary
Shelby Fisher	Democratic Aide
Lance Fourstar	Democratic Aide
Faith Scow	Democratic Aide

Rostrum

Larry Chambers	Amendments Clerk
Kevin Poyatchnik	Bills Distribution Coordinator
Lynn Staley	Bills Coordinator
Kathy Baird	Bills Clerk
Tim Danforth	Vote Clerk
Karen Berger	Journal Clerk
Rick Berger	Status Clerk
Brent Webber	Reading Clerk

Scanning/Documents

Susie Hamilton	Documents Clerk

Committee Secretaries

Cy Walsh	Finance and Claims
Lorna Mason	Taxation & Local Government
Trudy Burke	Public Health & Highways
Jodi Mott	Judiciary
Grace Gibney	Natural Resources & Agriculture
Lynnette Sena	Education & Fish and Game
Daisy Rhodes	Business and Labor & State Administration
Jack Racicot	Energy

Committee Aide

George Panek	Committee Aide
Robert Schlack	Committee Aide
Jaelene Johnson	Secretarial Aide

Snack Bar
Angie Koehler
Kylie Songer

Senate Chaplain
Keith Johnson
Steve Bostrom

Senator Lang moved the adoption of the committee report. Motion carried.

SPECIAL ORDERS OF THE DAY

Majority Leader Fitzpatrick moved that the President's appointment of Marilyn Miller, as Secretary of the Senate, and Gordon Vance, as Sergeant-at-Arms for the 68th Legislature, be confirmed by the Senate. Motion carried.

Majority Leader Fitzpatrick moved the President appoint a select committee to notify His Excellency, the Governor, that the Senate is organized and ready for business. Motion carried. The President appointed Senator Friedel, Chair, and Senators Lynch and Vermeire.

Majority Leader Fitzpatrick moved the President appoint a select committee to notify the Chief Justice and members of the Supreme Court that the Senate is organized and ready for the transaction of business. Motion carried. The president appointed Senator Usher, Chair, and Senators Boldman and McGillvray.

Majority Leader Fitzpatrick moved the President appoint a select committee to notify the House of Representatives that the Senate is organized and ready for business and that the Senate wishes them success in their deliberations. Motion carried. The President appointed Senator Gillespie, Chair, and Senators Morigeau and Temple.

President Ellsworth instructed the select committees to retire to perform their assigned duties. Majority Leader Fitzpatrick moved the Senate stand at ease, subject to the call of the Chair, to await the reports of the select committees. Motion carried.

The Senate recessed at 12:35 p.m. and reconvened at 12:48 p.m.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Committee from the House of Representatives, consisting of Representatives Cohenour and Sheldon-Galloway was escorted into the Senate chamber by Sergeant-at-Arms Vance. The committee reported to the Senate that the House of Representatives was organized and ready for business.

REPORTS OF SELECT COMMITTEES

The select committee organized to notify the Governor was escorted into the Senate chamber by Sergeant-at-Arms Vance. Committee chair Senator Friedel reported that the committee had completed its duty. The President thanked and discharged the committee.

The select committee organized to notify the Chief Justice and members of the Supreme Court was escorted into the Senate chamber by Sergeant-at-Arms Vance. Committee chair Senator Usher reported that the committee had completed its duty. The President thanked and discharged the committee.

The select committee organized to notify the House of Representatives was escorted into the Senate chamber by Sergeant-at-Arms Vance. Committee chair Senator Gillespie reported that the committee had completed its duty. The President thanked and discharged the committee.

MOTIONS

Majority Leader Fitzpatrick moved **SB 20** be taken from the Business, Labor, and Economic Affairs Committee and re-referred to the Taxation Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved **SB 39** be taken from the Public Health, Welfare and Safety Committee and re-referred to the Natural Resources Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved **SB 40** be taken from the Public Health, Welfare and Safety Committee and re-referred to the Natural Resources Committee. Without objection, so ordered.

SPECIAL ORDERS OF THE DAY

Majority Leader Fitzpatrick introduced the new Republican senators: Dan Bartel, Becky Beard, Daniel Emrich, Dennis Lenz, Forrest Mandeville, Wendy McKamey, Mark Noland, Jeremy Trebas, Barry Usher, Shelley Vance, Terry Vermeier, and Daniel Zolnikov. Each senator addressed remarks to the Senate.

Minority Leader Flowers introduced new Democrat senators: Willis Curdy, Mary Ann Dunwell, Denise Hayman, Andrea Olson, Kathy Kelker, and Shane Morigeau. Each senator addressed remarks to the Senate.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 01/02/2023, the 2nd legislative day. Motion carried.

Senate adjourned at 1:43 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
SECOND LEGISLATIVE DAY

Helena, Montana | Senate Chambers
January 03, 2023 | State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

SPECIAL ORDERS OF THE DAY

Senator Small introduced the Pages for the week:

Kaylyn Barns from Helena, sponsored by Senator Dunwell
Kenzie Criswell from Helena, sponsored by Senator Ellis
Will Eaton from Helena, sponsored by Senator Dunwell
Christopher Jenemann from Helena, sponsored by Senator Ellis

Marilyn Miller, Secretary of the Senate, introduced the Senate staff for the 68th Legislative session.

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 97, introduced by K. Regier, referred to Taxation.
SB 98, introduced by K. Regier, referred to Local Government.
SB 99, introduced by J. Fuller, referred to Public Health, Welfare and Safety.
SB 100, introduced by G. Hertz, referred to Business, Labor, and Economic Affairs.
SB 101, introduced by G. Hertz, referred to Business, Labor, and Economic Affairs.
SB 102, introduced by M. Cuffe, referred to Business, Labor, and Economic Affairs.
SB 103, introduced by B. Beard, referred to Local Government.

SPECIAL ORDERS OF THE DAY

The Senate honored Senator Mark Sweeney, a long-time public servant and sitting senator who died unexpectedly in 2022. Senator Flowers introduced the Sweeney family and friends who were present. Senator Lynch and other members offered memories of Senator Sweeney. Senator O'Brien led the Senate in singing "Danny Boy" during a presentation on the vote board screen.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 01/03/2023, the 3rd legislative day. Motion carried.

Senate adjourned at 1:22 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
THIRD LEGISLATIVE DAY

Helena, Montana — Senate Chambers
January 04, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair) 01/04/2023

Correctly printed: **SB 97**, **SB 98**, **SB 99**, **SB 100**, **SB 101**, **SB 102**, **SB 103**.

REPORTS OF STANDING COMMITTEES

RULES (Fitzpatrick, Chair) 01/03/2023

SJ 1, introduced bill, be amended with SJ0001.001.005.

And, as amended, do pass.

SR 1, be adopted.

Without objection, the committee reports are adopted.

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 104, introduced by J. Fuller, referred to Taxation.
SB 105, introduced by S. Fitzpatrick, referred to Business, Labor, and Economic Affairs.
SB 106, introduced by S. Fitzpatrick, referred to Judiciary.
SB 107, introduced by S. Fitzpatrick, referred to Business, Labor, and Economic Affairs.
SB 108, introduced by B. Usher, referred to Business, Labor, and Economic Affairs.
SB 109, introduced by K. Regier, referred to Energy and Telecommunications.
SB 110, introduced by K. Regier, referred to Taxation.
SB 111, introduced by C. Glimm, referred to Highways and Transportation.
SB 112, introduced by T. McGillvray, referred to Business, Labor, and Economic Affairs.
SB 113, introduced by D. Lenz, referred to Public Health, Welfare and Safety.
SB 114, introduced by D. Lenz, referred to Public Health, Welfare and Safety.
SB 115, introduced by D. Lenz, referred to Public Health, Welfare and Safety.
SB 116, introduced by D. Lenz, referred to Public Health, Welfare and Safety.
SB 117, introduced by S. Vance, referred to State Administration.
SB 118, introduced by J. Fuller, referred to Taxation.

SB 120, introduced by S. Webber, S. Stewart Peregoy, M. Weatherwax, T. Running Wolf, referred to Highways and Transportation.
SB 121, introduced by B. Beard, G. Hertz, J. Kassmier, referred to Taxation.
SB 122, introduced by G. Hertz, referred to Taxation.
SB 123, introduced by G. Hertz, referred to Taxation.
SB 124, introduced by G. Hertz, referred to Taxation.
SB 125, introduced by G. Hertz, referred to Taxation.
The following Senate bill was introduced and read first time:

SB 119, introduced by S. Webber, E. McClafferty, J. Windy Boy, S. Stewart Peregoy, J. Small, M. Weatherwax, T. Running Wolf, M. Fox, D. Hawk.

SPECIAL ORDERS OF THE DAY

President Ellsworth spoke of longtime Senate employee Shirley Herrin who died in October 2021. Shirley worked for the Senate for many legislative sessions and had a passion for the legislative process. Senator Manzella shared a memory of Shirley while pictures were displayed on the Senate vote board.

President Ellsworth also spoke of Senate employee Nadine Spencer who died in September 2022. Nadine provided committee support for the Senate beginning in 2009 and continued through the 2021 session. She eventually assumed interim committee duties during legislative interims. Pictures of Nadine were shared on the Senate vote board.

MOTIONS

Majority Leader Fitzpatrick moved that SB 99 be taken from the Public Health, Welfare, and Safety Committee and re-referred to the Judicial Committee. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 01/05/2023, the 4th legislative day. Motion carried.

Senate adjourned at 1:15 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
FOURTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
January 05, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair) 1/5/2023

Correctly printed: **SB 104**, **SB 105**, **SB 106**, **SB 107**, **SB 108**, **SB 109**, **SB 110**, **SB 111**, **SB 112**, **SB 113**, **SB 114**, **SB 115**, **SB 116**, **SB 117**, **SB 118**, **SB 119**, **SB 120**, **SB 121**, **SB 122**, **SB 123**, **SB 124**, **SB 125**, **SR 1**.

Correctly engrossed: **SJ 1**.

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 126, introduced by G. Hertz, referred to Finance and Claims.
SB 127, introduced by G. Hertz, referred to Judiciary.
SB 128, introduced by J. Ellsworth, referred to State Administration.
SB 129, introduced by R. Tempel, referred to Education and Cultural Resources.
SB 130, introduced by F. Mandeville, G. Hertz, D. Zolnikov, M. Dunwell, J. Trebas, C. Friedel, referred to Local Government.
SB 131, introduced by F. Mandeville, G. Hertz, D. Zolnikov, J. Trebas, C. Friedel, referred to Local Government.

The following Senate bill, previously introduced, was referred to committee:

SB 119, introduced by S. Webber, referred to Taxation.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SR 1 - Majority Leader Fitzpatrick moved **SR 1** be adopted. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved that **SB 112** be taken from the Business, Labor, and Economic Affairs Committee and re-referred to the Public Health, Welfare, and Safety Committee. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 01/06/2023, the 5th legislative day. Motion carried.

Senate adjourned at 1:17 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
FIFTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
January 06, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. Forty-nine members present, Senator Hayman, excused. Quorum present.

BILLS AND JOURNALS (Lang, Chair) 1/6/2023

Correctly printed: **SB 126**, **SB 127**, **SB 128**, **SB 129**, **SB 130**, **SB 131**, **SR 1**.

COMMUNICATIONS AND PETITIONS

Secretary Miller read a letter from the Montana Districting and Apportionment Commission addressed to the President of the Senate and the Speaker of the House submitting the redistricting plan as required by Article V, section 14 of the Montana Constitution and section 5-1-109, MCA.

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 132, introduced by B. Beard, E. Buttrey, B. Molnar, F. Mandeville, W. McKamey, D. Loge, J. Fuller, R. Knudsen, S. Kerns, J. Schillinger, J. Bergstrom, referred to Education and Cultural Resources.
SB 133, introduced by T. McGillvray, referred to Business, Labor, and Economic Affairs.

MOTIONS

Majority Leader Fitzpatrick informed the Senate that an amendment is anticipated for second reading business and moved the Senate stand at ease awaiting the amendment. Without objection, so ordered. Senate at ease at 1:03 p.m.

Senate called back to order at 1:18 p.m. Majority Leader Fitzpatrick moved that **SJ 1** be passed for the day. Motion carried.

SPECIAL ORDERS OF THE DAY

Majority Leader Fitzpatrick thanked the Pages for their service this week.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 01/09/2023, the 6th legislative day. Motion carried.

Senate adjourned at 1:24 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
SIXTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
January 09, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair) 01/09/2023

Correctly printed: **SB 132**, **SB 133**.

REPORTS OF STANDING COMMITTEES

JUDICIARY (Regier, Chair) 01/06/2023

SB 6, do pass.
SB 7, do pass.
SB 91, do pass.

Without objection, the committee reports were adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence:

01/06/2023

HB 39, introduced by A. Regier
HB 53, introduced by G. Parry
HB 73, introduced by D. Loge

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 134, introduced by S. Fitzpatrick, referred to Judiciary.
SB 135, introduced by S. Fitzpatrick, referred to Judiciary.
SB 136, introduced by S. Fitzpatrick, referred to Judiciary.
SB 137, introduced by S. Fitzpatrick, referred to Highways and Transportation.
SB 138, introduced by S. Fitzpatrick, referred to Natural Resources.
SB 139, introduced by T. McGillvray, B. Brown, J. Hinkle, P. Fielder, referred to Fish and Game.
SB 140, introduced by K. Regier, referred to Business, Labor, and Economic Affairs.
SB 142, introduced by K. Regier, referred to Local Government.

The following Senate bill was introduced and read first time:

SB 141, introduced by S. Morigeau, F. Smith, J. Windy Boy, S. Webber, T. Running Wolf, M. Fox, D. Hawk.

The following House bills were introduced, read first time, and referred to committee:

HB 39, introduced by A. Regier (by request of the Department of Public Health and Human Services), referred to Public Health, Welfare and Safety.
HB 53, introduced by G. Parry (by request of the Department of Natural Resources and Conservation), referred to Natural Resources.
HB 73, introduced by D. Loge (by request of the Department of Fish, Wildlife, and Parks), referred to Fish and Game.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SJ 1 - Majority Leader Fitzpatrick moved **SJ 1** do pass.

SJ 1 - Senator Molnar moved **SJ 1**, second reading copy, be amended with SJ0001.002.002.

Amendment **not adopted** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Webber.
Total 18

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey,
Mr. President, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 32

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 1 - Senator Dunwell moved **SJ 1**, second reading copy, be amended with SJ0001.002.003.

Amendment **not adopted** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 1 - Senator Molnar moved **SJ 1**, second reading copy, be amended with SJ0001.002.004.

Amendment **not adopted** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Emrich, Esp, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber, Zolnikov.
Total 20

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn.
Total 30

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Thereupon, the Senate reverted to the original motion of Majority Leader Fitzpatrick which passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 45

Nays: Dunwell, Gross, McClafferty, Olsen, Webber.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Dunwell.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Senator Small introduced the Pages for the coming week:

Faith Osmundson from Buffalo, sponsored by Senator Vance
Abigail Sewell from Lewistown, sponsored by Senator Vance

President Ellsworth announced the creation of a special select committee on elections and appointed Senator Glimm, chair, and Senators Manzella and Morigeau as members. The committee will meet Thursday at 4:30 p.m.

President Ellsworth also announced the creation of a special select committee on redistricting and appointed Senator Cuffe, chair, and Senators Bartel and Lynch as members.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 01/10/2023, the 7th legislative day. Motion carried.

Senate adjourned at 1:41 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
SEVENTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
January 10, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair) 01/10/2023

Correctly printed: **SB 6**, **SB 7**, **SB 91**, **SB 134, SB 135, SB 136, SB 137, SB 138, SB 139, SB 140, SB 141, SB 142, SJ 1**.
Correctly engrossed: **SB 7, SB 34**.

REPORTS OF STANDING COMMITTEES

LOCAL GOVERNMENT (Friedel, Chair) 01/09/2023
SB 5, introduced bill, be amended with SB0005.001.001 and, as amended, do pass.
SB 98, do pass.
SB 103, do pass.

PUBLIC HEALTH, WELFARE, AND SAFETY (McGillvray, Chair) 01/06/2023
SB 34, introduced bill, be amended with SB0034.001.001 and, as amended, do pass.

PUBLIC HEALTH, WELFARE, AND SAFETY (McGillvray, Chair) 01/09/2023
SB 45, do pass.

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 143, introduced by J. Esp, referred to Local Government.
SB 144, introduced by R. Tempel, referred to Highways and Transportation.
SB 145, introduced by K. Regier, referred to Taxation.

The following House bills were introduced, read first time, and referred to committee:

HB 24, introduced by T. Welch (by request of the Revenue Interim Committee), referred to Taxation.

HB 44, introduced by J. Dooling (by request of the Department of Livestock), referred to Agriculture, Livestock and Irrigation.
HB 50, introduced by T. Brockman (by request of the Department of Revenue), referred to Business, Labor, and Economic Affairs.

HB 86, introduced by K. Walsh (by request of the Department of Fish, Wildlife, and Parks), referred to Fish and Game.
HB 98, introduced by E. Buttrey (by request of the Department of Revenue), referred to Business, Labor and Economic Affairs.
HB 153, introduced by B. Ler (by request of the Department of Livestock), referred to Agriculture, Livestock and Irrigation.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 1/09/2023

HB 24, introduced by T. Welch
HB 44, introduced by J. Dooling
HB 50, introduced by T. Brockman
HB 86, introduced by K. Walsh
HB 98, introduced by E. Buttrey
HB 153, introduced by B. Ler

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 6 - Senator Gross moved **SB 6** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 43

Nays: Emrich, Friedel, Glimm, Hinebauch, Lang, Mandeville, Vance.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 7 - Senator McGillvray moved **SB 7** do pass.

SB 7 - Senator Olsen moved **SB 7**, second reading copy, be amended with SB0007.001.001.

Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Zolnikov.
Total 45

Nays: Fitzpatrick, Glimm, Noland, Usher, Welborn.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 7, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0
Absent or not voting: None.
Total 0

SB 91 - Senator Emrich moved **SB 91** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Cuffe, Tempel.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SJ 1 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 46

Nays: Dunwell, Gross, Olsen, Webber.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 01/11/2023, the 8th legislative day. Motion carried.

Senate adjourned at 1:20 p.m..

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
EIGHTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
January 11, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. Forty-nine members present. Senator Webber, excused. Quorum Present.

BILLS AND JOURNALS (Lang, Chair) 01/11/2023

Correctly printed: **SB 6**, **SB 45**, **SB 91**, **SB 98**, **SB 103**, **SB 143**, **SB 144**, **SB 145**.
Correctly engrossed: **SB 5**.

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Small, Chair) 01/10/2023
SB 21, introduced bill, be amended with SB0021.001.001 and, as amended, do pass.
SB 35, do pass.
SB 59, introduced bill, be amended with SB0059.001.001 and, as amended, do pass.
SB 63, introduced bill, be amended with SB0063.001.001 and, as amended, do pass.
SB 75, introduced bill, be amended with SB0075.001.001 and, as amended, do pass.
SB 80, do pass.
SB 102, do pass.

STATE ADMINISTRATION (Cuffe, Chair) 01/09/2023
SB 18, do pass.
SB 40, do pass.
SJ 4, do pass.

Without objection, the committee reports were adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 01/10/2023

HB 1, introduced by L. Jones
HB 43, introduced by R. Marshall
HB 56, introduced by J. Dooling
HB 61, introduced by R. Fitzgerald
HB 67, introduced by N. Nicol
HB 106, introduced by K. Walsh
HB 120, introduced by R. Miner

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 146, introduced by S. Morigeau, F. Smith, E. McClafferty, J. Windy Boy, J. Cohenour, R. Lynch, A. Olsen, W. Curdy, M. Dunwell, J. Ellis, D. Hayman, K. Kelker, C. Pope, S. Webber, E. Boldman, J. Gross, L. Bishop, D. Harvey, M. Weatherwax, T. Running Wolf, M. Marler, P. Flowers, M. Fox, K. Zolnikov, M. Stromswold, E. Stafman, D. Hawk, T. France, M. Thane, S. O'Brien, D. Baum, J. Lynch, M. Romano, S. Howell, J. Karlen, B. Carter, referred to Business, Labor, and Economic Affairs.
SB 147, introduced by C. Pope, referred to Energy and Telecommunications
SB 148, introduced by D. Lenz, referred to Judiciary.
SB 149, introduced by D. Lenz, referred to Judiciary.
SB 150, introduced by D. Lenz, referred to Public Health, Welfare and Safety.
SB 151, introduced by D. Lenz, referred to Public Health, Welfare and Safety.
SB 152, introduced by F. Mandeville, referred to Local Government.
SB 153, introduced by B. Molnar, referred to State Administration.
SB 154, introduced by K. Regier, referred to Judiciary.
SB 155, introduced by K. Bogner, referred to Business, Labor, and Economic Affairs.
SB 156, introduced by W. McKamey, referred to State Administration.
SB 158, introduced by J. Ellsworth, referred to Local Government.

The following Senate bill was introduced and read first time:

SB 157, introduced by J. Ellsworth.

The following House bills were introduced, read first time, and referred to committee:

HB 1, introduced by L. Jones (by request of the Legislative Council), referred to Finance and Claims.
HB 43, introduced by R. Marshall (by request of the Department of Revenue), referred to Business, Labor, and Economic Affairs.
HB 56, introduced by J. Dooling (by request of the Department of Administration), referred to Taxation.
HB 61, introduced by R. Fitzgerald (by request of the State Auditor), referred to Education and Cultural Resources.
HB 67, introduced by N. Nicol (by request of the Department of Labor and Industry), referred to Local Government.
HB 106, introduced by K. Walsh (by request of the Department of Military Affairs), referred to State Administration.
HB 120, introduced by R. Miner (by request of the Department of Revenue), referred to Business, Labor, and Economic Affairs.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 5 - Senator Dunwell moved **SB 5** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 48

Nays: Olsen.
Total 1

Voted absentee: None.
Total 0

Excused: Webber.
Total 1

Absent or not voting: None.
Total 0

SB 45 - Senator McKamey moved **SB 45** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Dunwell, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 42

Nays: Curdy, Ellis, Emrich, Hinebauch, Lynch, Manzella, Olsen.
Total 7

Voted absentee: None.
Total 0

Excused: Webber.
Total 1

Absent or not voting: None.
Total 0

SB 98 - Senator Regier moved **SB 98** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch,

Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Webber.
Total 1

Absent or not voting: None.
Total 0

SB 103 - Senator Beard moved **SB 103** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 48

Nays: Olsen.
Total 1

Voted absentee: None.
Total 0

Excused: Webber.
Total 1

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 47

Nays: Lynch, Morigeau.
Total 2

Voted absentee: None.
Total 0

Excused: Webber.
Total 1

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 6 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Welborn, Zolnikov.
Total 45

Nays: Emrich, Friedel, Hinebauch, Vance.
Total 4

Voted absentee: None.
Total 0

Excused: Webber.
Total 1

Absent or not voting: None.
Total 0

SB 91 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Webber.
Total 1

Absent or not voting: None.
Total 0

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 01/12/2023, the 9th legislative day. Motion carried.

Senate adjourned at 1:27 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
NINTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
January 12, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. Forty-nine members present. Senator Gross, excused. Quorum Present.

BILLS AND JOURNALS (Lang, Chair) 01/12/2023

Correctly printed: **SB 5**, **SB 18**, **SB 35, SB 40**, **SB 45**, **SB 80**, **SB 98**, **SB 102**, **SB 103**, **SB 146**, **SB 147**, **SB 148**, **SB 149**, **SB 150**, **SB 151**, **SB 152**, **SB 153**, **SB 154**, **SB 155**, **SB 156**, **SB 157**, **SB 158**, **SJ 4**.
Correctly engrossed: **SB 21**, **SB 59**, **SB 63**, **SB 75**.

REPORTS OF STANDING COMMITTEES

EDUCATION AND CULTURAL RESOURCES (Salomon, Chair) 01/11/2023
SB 1, do pass.
SB 10, do pass.
SB 69, do pass.
SB 70, do pass.

HIGHWAYS AND TRANSPORTATION (Manzella, Chair) 01/10/2023
SB 111, do pass.

NATURAL RESOURCES (Welborn, Chair) 01/11/2023
SB 48, do pass.

PUBLIC HEALTH, WELFARE AND SAFETY (McGillvray, Chair) 01/09/2023
SB 87, do pass.

PUBLIC HEALTH, WELFARE AND SAFETY (McGillvray, Chair) 01/11/2023
SB 4, do pass.
SB 67, do pass.

STATE ADMINISTRATION (Cuffe, Chair) 01/11/2023
SB 29, do pass.
SB 56, do pass.

TAXATION (Hertz, Chair) 01/11/2023
SB 3, do pass.
SB 20, do pass.
SB 23, do pass.
SB 27, do pass.
SB 46, do pass.

SB 62, do pass.
SB 65, do pass.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 01/11/2023

HB 18, introduced by T. Running Wolf
HB 58, introduced by M. Yakawich
HB 63, introduced by S. Kerns
HB 71, introduced by D. Loge
HB 77, introduced by S. Galloway
HB 78, introduced by S. Galloway
HB 124, introduced by J. Bergstrom
HB 148, introduced by M. Binkley

House joint resolution passed and transmitted to the Senate for concurrence: 01/11/2023

HJ 1, introduced by L. Sheldon-Galloway

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 159, introduced by B. Beard, K. Regier, D. Lenz, F. Mandeville, S. Gunderson, M. Regier, D. Loge, R. Fitzgerald, D. Bartel, B. Usher, T. Welch, M. Hopkins, J. Fuller, Knudsen, J. Dooling, B. Mercer, T. Moore, B. Phalen, F. Nave, J. Carlson, L. Brewster, K. Zolnikov, A. Regier, J. Schillinger, S. Essmann, R. Miner, G. Parry, T. Falk, J. Etchart, L. Hellegaard, referred to Judiciary.
SB 160, introduced by B. Molnar, K. Regier, J. Small, L. Deming, referred to Judiciary.
SB 161, introduced by B. Molnar, K. Regier, L. Deming, referred to Business, Labor, and Economic Affairs.
SB 162, introduced by D. Lenz, referred to Public Health, Welfare and Safety.
SB 163, introduced by D. Lenz, referred to Public Health, Welfare and Safety.
SB 164, introduced by B. Usher, referred to State Administration.
SB 165, introduced by B. Usher, referred to Business, Labor, and Economic Affairs.

The following Senate joint resolution, previously introduced, was referred to committee

SJ 2, introduced by T. McGillvray, referred to Business, Labor, and Economic Affairs.

The following House bills were introduced, read first time, and referred to committee:

HB 18, introduced by T. Running Wolf (by request of the State-Tribal Relations Committee), referred to Judiciary.
HB 58, introduced by M. Yakawich (by request of the Department of Revenue), referred to Taxation.

HB 63, introduced by S. Kerns (by request of the Department of Military Affairs), referred to State Administration.
HB 71, introduced by D. Loge (by request of the Department of Revenue), referred to Business, Labor, and Economic Affairs.
HB 77, introduced by S. Galloway (by request of the Public Safety Officer Standards and Training Council), referred to Judiciary.
HB 78, introduced by S. Galloway (by request of the Public Safety Officer Standards and Training Council), referred to Judiciary.
HB 124, introduced by J. Bergstrom (by request of the Department of Revenue), referred to Taxation.
HB 148, introduced by M. Binkley (by request of the Department of Administration), referred to State Administration.

The following House Joint Resolution was introduced, read first time, and referred to committee:

HJ 1, introduced by L. Sheldon-Galloway (by request of the State-Tribal Relations Committee), referred to Judiciary.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 18 - Senator Cuffe moved **SB 18** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

SB 35 - Senator Salomon moved **SB 35** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

SB 40 - Senator Cuffe moved **SB 40** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

SB 80 - Senator Fox moved **SB 80** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

SB 102 - Senator Cuffe moved **SB 102** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Friedel, McGillvray.
Total 2

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

SJ 4 - Senator McKamey moved **SJ 4** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Glimm.
Total 1

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 5 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Olsen.
Total 1

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

SB 7 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

SB 45 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Emrich, Hinebauch.
Total 2

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

SB 98 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

SB 103 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Olsen.
Total 1

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

UNFINISHED BUSINESS

Senator Beard moved the following name be ADDED as sponsor to **SB 132**: A. Olsen. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Senator Fuller offered the following: "On this date January 12, in 1947, a native son of Montana was posthumously awarded the Medal of Honor for extraordinary valor that sacrificed his life on February 19, 1945 on Iwo Jima. Born and raised in Columbus, MT, Donald Jack Ruhl exemplified the patriotism and willingness to defend freedom of all Montanans. He is, indeed, forever young."

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 01/13/2023, the 10th legislative day. Motion carried.

Senate adjourned at 1:35 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
TENTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
January 13, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. Forty-nine members present. Senator Gross, excused. Quorum Present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 1**, **SB 3**, **SB 4**, **SB 10**, **SB 18**, **SB 20**, **SB 23**, **SB 27**, **SB 29**, **SB 35**, **SB 40**, **SB 46**, **SB 48**, **SB 56**, **SB 62**, **SB 65**, **SB 67**, **SB 69**, **SB 70**, **SB 80**, **SB 87**, **SB 102**, **SB 111**, **SB 159**, **SB 160**, **SB 161**, **SJ 4**.

Transmitted to the House: **SB 5**, **SB 7**, **SB 45**, **SB 98**, **SB 103**.

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR AND ECONOMIC AFFAIRS (Small, Chair) 01/12/2023
SB 71, introduced bill, be amended with SB0071.001.001 and, as amended, do pass.
SB 100, do pass.
SB 101, do pass.
SB 107, do pass.
SB 108, introduced bill, be amended with SB0108.001.001 and, as amended, do pass.

FISH AND GAME (Hinebauch, Chair) 01/12/2023
SB 58, do pass.
SB 76, introduced bill, be amended with SB0076.001.001 and, as amended, do pass.
SB 88, do pass.

STATE ADMINISTRATION (Cuffe, Chair) 01/11/2023
SB 74, do pass.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 01/12/2023

HB 25, introduced by T. Welch
HB 30, introduced by A. Buckley
HB 110, introduced by B. Mercer
HB 121, introduced by R. Miner
HB 138, introduced by T. Welch
HB 139, introduced by T. Welch
HB 142, introduced by J. Lynch
HB 160, introduced by D. Harvey

HB 162, introduced by B. Mitchell

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced and read first time:

SB 166, introduced by R. Lynch.
SB 167, introduced by S. Fitzpatrick.
SB 168, introduced by G. Hertz, R. Lynch, M. Noland.
SB 169, introduced by G. Hertz, J. Esp, B. Brown, B. Usher, J. Ellsworth, C. Friedel.
SB 170, introduced by F. Mandeville.
SB 171, introduced by K. Regier.
SB 172, introduced by C. Friedel, M. Hopkins.
SB 173, introduced by K. Bogner.
SB 174, introduced by W. McKamey, S. Fitzpatrick, K. Regier, M. Lang, D. Zolnikov, J. Ellis, D. Hayman, D. Bartel, J. Small, B. Gillespie, J. Kassmier, S. Gist, K. Seekins-Crowe.

The following Senate joint resolution was introduced and read first time:

SJ 6, introduced by S. Webber, F. Smith, J. Windy Boy, M. Weatherwax, T. Running Wolf, M. Fox.

The following House bills were introduced and read first time:

HB 25, introduced by T. Welch (by request of the Revenue Interim Committee).
HB 30, introduced by A. Buckley (by request of the Department of Administration).
HB 110, introduced by B. Mercer (by request of the Legislative Finance Committee).
HB 121, introduced by R. Miner (by request of the Department of Revenue).
HB 138, introduced by T. Welch (by request of the Department of Administration).
HB 139, introduced by T. Welch (by request of the Department of Administration).
HB 142, introduced by J. Lynch (by request of the Department of Labor and Industry).
HB 160, introduced by D. Harvey (by request of the Department of Revenue).
HB 162, introduced by B. Mitchell (by request of the Department of Fish, Wildlife, and Parks).

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 1 - Senator Salomon moved **SB 1** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker,

Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

SB 10 - Senator O'Brien moved **SB 10** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

SB 20 - Majority Leader Fitzpatrick moved **SB 20** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

SB 21 - Majority Leader Fitzpatrick moved **SB 21** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: McGillvray.
Total 1

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

SB 34 - Senator Lynch moved **SB 34** do pass. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Beard, Hinebauch.
Total 2

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

SB 62 - Senator Zolnikov moved **SB 62** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 48

Nays: Zolnikov.
Total 1

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

SB 69 - Senator O'Brien moved **SB 69** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

SB 87 - Senator McGillvray moved **SB 87** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 37

Nays: Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, Morigeau, Olsen, Webber.
Total 12

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: Hertz.
Total 1

THIRD READING OF BILLS

SB 18 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

SB 35 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

SB 40 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker,

Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

SB 80 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

SB 102 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 44

Nays: Esp, Lynch, McGillvray, Olsen, Welborn.
Total 5

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

SJ 4 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 47

Nays: Glimm, Welborn.
Total 2

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved that **SB 21**, heard on second reading this date, be re-referred to the Finance and Claims Committee. Without objection, so ordered.

Senator Webber moved that **SB 120** be taken from the Highways and Transportation Committee and brought before the Committee of the Whole on Monday, January 16, 2023. Motion **carried** as follows:

Yeas: Bogner, Boldman, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Friedel, Hayman, Hertz, Kelker, Lynch, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Welborn, Zolnikov.

Total 31

Nays: Bartel, Beard, Brown, Cuffe, Emrich, Fitzpatrick, Fuller, Gillespie, Glimm, Hinebauch, Lang, Lenz, Mandeville, Manzella, Noland, Regier K, Usher, Vance.

Total 18

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Senator Small thanked the Pages for their service this week.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 01/16/2023, the 11th legislative day. Motion carried.

Senate adjourned at 1:41 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
ELEVENTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
January 16, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 1**, **SB 10**, **SB 20**, **SB 21**, **SB 34**, **SB 58**, **SB 62**, **SB 69**, **SB 74**, **SB 87**, **SB 88**, **SB 100**, **SB 101**, **SB 107**, **SB 120**, **SB 162**, **SB 163**, **SB 164**, **SB 165**, **SB 166**, **SB 167**, **SB 168**, **SB 169**, **SB 170**, **SB 171**, **SB 172**, **SB 173**, **SB 174, SJ 6**.
Correctly engrossed: **SB 71, SB 76, SB 108, SJ 2**.
Transmitted to the House: **SB 18**, **SB 35**, **SB 40**, **SB 80**, **SB 102**, **SJ 4**.

REPORTS OF STANDING COMMITTEES

AGRICULTURE, LIVESTOCK AND IRRIGATION (Lang, Chair) 01/12/2023
SB 78, do pass.

JUDICIARY (Regier, Chair) 01/13/2023
SJ 3, introduced bill, be amended with SJ0003.001.001 and, as amended, do pass.

PUBLIC HEALTH, WELFARE AND SAFETY (McGillvray, Chair) 01/13/2023
SB 36, introduced bill, be amended with SB0036.001.002 and, as amended, do pass.
SB 114, do pass.
SB 116, do pass.
HB 39, be concurred in.

Without objection, the committee reports were adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 01/13/2023

HB 21, introduced by D. Bedey
HB 22, introduced by D. Bedey
HB 26, introduced by G. Nikolakakos
HB 27, introduced by N. Duram
HB 52, introduced by K. Zolnikov
HB 76, introduced by J. Schillinger
HB 88, introduced by R. Fitzgerald
HB 113, introduced by G. Kmetz

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 175, introduced by M. Dunwell, W. Curdy, K. Abbott, E. Boldman, S. Morigeau, J. Gross, C. Keogh, M. Fox, P. Tuss, J. Karlen, B. Carter, referred to State Administration.
SB 176, introduced by K. Regier, referred to State Administration.

The following Senate joint resolutions were introduced, read first time, and referred to committee:

SJ 7, introduced by S. O'Brien, M. Cuffe, D. Salomon, S. Fitzpatrick, E. McClafferty, J. Esp, K. Regier, J. Welborn, L. Jones, G. Hertz, M. Lang, D. Zolnikov, D. Lenz, R. Lynch, A. Olsen, B. Brown, W. Curdy, M. Dunwell, J. Ellis, D. Hayman, F. Mandeville, T. Manzella, W. McKamey, S. Webber, S. Hinebauch, R. Fitzgerald, L. Sheldon-Galloway, D. Bartel, W. Sales, K. Abbott, E. Boldman, S. Morigeau, J. Small, R. Tempel, J. Fuller, D. Harvey, B. Gillespie, C. Keogh, K. Sullivan, P. Flowers, M. Fox, K. Zolnikov, S. Galloway, A. Buckley, K. Walsh, M. Bertoglio, M. Binkley, M. Thane, M. Yakawich, J. Lynch, J. Karlen, referred to State Administration.
SJ 8, introduced by J. Ellsworth, referred to the Joint Committee on Redistricting.

The following Senate bills, previously introduced, were referred to committee:

SB 166, introduced by R. Lynch, referred to Business, Labor, and Economic Affairs.
SB 167, introduced by S. Fitzpatrick, referred to Business, Labor, and Economic Affairs.
SB 168, introduced by G. Hertz, R. Lynch, M. Noland, referred to Business, Labor, and Economic Affairs.
SB 169, introduced by G. Hertz, J. Esp, B. Brown, B. Usher, J. Ellsworth, C. Friedel, referred to Judiciary.
SB 170, introduced by F. Mandeville, referred to Local Government.
SB 171, introduced by K. Regier, referred to Judiciary.
SB 172, introduced by C. Friedel, M. Hopkins, referred to Judiciary.
SB 173, introduced by K. Bogner, referred to Local Government.
SB 174, introduced by W. McKamey, S. Fitzpatrick, K. Regier, M. Lang, D. Zolnikov, J. Ellis, D. Hayman, D. Bartel, J. Small, B. Gillespie, J. Kassmier, S. Gist, K. Seekins-Crowe, referred to Business, Labor, and Economic Affairs.

The following Senate joint resolution, previously introduced, was referred to committee

SJ 6, introduced by S. Webber, F. Smith, J. Windy Boy, M. Weatherwax, T. Running Wolf, M. Fox, referred to Public Health, Welfare and Safety.

The following House bills were introduced, read first time, and referred to committee:

HB 21, introduced by D. Bedey (by request of the Legislative Finance Committee), referred to Education and Cultural Resources.
HB 22, introduced by D. Bedey (by request of the Legislative Finance Committee), referred to Education and Cultural Resources.
HB 26, introduced by G. Nikolakakos (by request of the Department of Transportation), referred to Highways and Transportation.

HB 27, introduced by N. Duram (by request of the Transportation Interim Committee), referred to Highways and Transportation.
HB 52, introduced by K. Zolnikov (by request of the Department of Public Service Regulation), referred to Highways and Transportation.
HB 76, introduced by J. Schillinger (by request of the Department of Transportation), referred to Highways and Transportation.
HB 88, introduced by R. Fitzgerald (by request of the Department of Environmental Quality), referred to Natural Resources.
HB 113, introduced by G. Kmetz (by request of the Department of Agriculture), referred to Local Government.

The following House bills, previously introduced, were referred to committee:

HB 25, introduced by B. Beard (by request of the Revenue Interim Committee), referred to Taxation.
HB 30, introduced by A. Buckley (by request of the Department of Administration), referred to Business, Labor, and Economic Affairs.
HB 110, introduced by B. Mercer (by request of the Legislative Finance Committee), referred to State Administration.
HB 121, introduced by R. Miner (by request of the Department of Revenue), referred to Taxation.
HB 138, introduced by T. Welch (by request of the Department of Administration), referred to Business, Labor, and Economic Affairs.
HB 139, introduced by T. Welch (by request of the Department of Administration), referred to Business, Labor, and Economic Affairs.
HB 142, introduced by J. Lynch (by request of the Department of Labor and Industry), referred to Business, Labor, and Economic Affairs.
HB 160, introduced by D. Harvey (by request of the Department of Revenue), referred to Business, Labor, and Economic Affairs.
HB 162, introduced by B. Mitchell (by request of the Department of Fish, Wildlife, and Parks), referred to Fish and Game.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Regier in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 4 - Senator Gross moved **SB 4** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 23 - Senator Trebas moved **SB 23** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Trebas.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Molnar.
Total 1

SB 29 - Senator McKamey moved **SB 29** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Esp, Glimm, Mandeville, Noland.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Molnar.
Total 1

Senator Dunwell and Senator Mandeville disclosed they are benefit recipients under the defined contribution plan.

SB 46 - Senator McKamey moved **SB 46** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Molnar.
Total 1

SB 63 - Senator Zolnikov moved **SB 63** do pass. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Bartel, Glimm, McGillvray.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Molnar.
Total 1

SB 65 - Senator Zolnikov moved **SB 65** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Friedel, Fuller, Gillespie, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, O'Brien, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 35

Nays: Brown, Cuffe, Emrich, Esp, Flowers, Fox, Glimm, Gross, Hinebauch, Manzella, McKamey, Noland, Olsen, Regier K, Usher.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 75 - Majority Leader Fitzpatrick moved **SB 75** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Lenz.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 120 - Senator Webber moved **SB 120** do pass. Motion carried as follows:

Yeas: Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lenz, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Trebas, Vermeire, Webber, Welborn, Zolnikov.
Total 36

Nays: Bartel, Beard, Brown, Fuller, Glimm, Hinebauch, Lang, Manzella, McGillvray, Noland, Regier K, Tempel, Usher, Vance.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Regier moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Molnar.
Total 1

THIRD READING OF BILLS

SB 1 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 10 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 20 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch,

Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Molnar.
Total 1

SB 34 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 62 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 69 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 87 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 29**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Senator Zolnikov arose on a point of personal privilege to correct his response to a question during discussion of **SB 65**.

Senator Small introduced Faith Osmundson, the Page for the coming week. Faith is from Buffalo, MT, and is sponsored by Senator Vance.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 01/17/2023, the 12th legislative day. Motion carried.

Senate adjourned at 2:10 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
TWELFTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
January 17, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 4**, **SB 23**, **SB 29**, **SB 46**, **SB 63**, **SB 65**, **SB 75**, **SB 78**, **SB 114**, **SB 116**, **SB 120**, **SB 175**, **SB 176**, **SJ 7**, **SJ 8**, **HB 1**, **HB 39**.
Correctly engrossed: **SB 36**, **SJ 3**.
Correctly enrolled: **SR 1**.
Examined by the sponsor and found to be correct: **SR 1**.
Transmitted to the House: **SB 1**, **SB 10**, **SB 20**, **SB 34**, **SB 62**, **SB 69**, **SB 87**, **HB 1**.

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Small, Chair) 01/17/2023
SB 133, do pass.
SB 155, do pass.

EDUCATION AND CULTURAL RESOURCES (Salomon, Chair) 01/16/2023
SB 132, do pass.

FINANCE AND CLAIMS (Esp, Chair) 01/16/2023
HB 1, be concurred in.

JUDICIARY (Regier, Chair) 01/12/2023
SB 13, introduced bill, be amended with SB0013.001.003 and, as amended, do pass.
SB 95, introduced bill, be amended with SB0095.001.001 and, as amended, do pass.
SB 96, do pass.

LOCAL GOVERNMENT (Friedel, Chair) 01/13/2023
SB 130, introduced bill, be amended with SB0130.001.001 and, as amended, do pass.
SB 131, do pass.
SB 158, introduced bill, be amended with SB0158.001.001 and, as amended, do pass.

LOCAL GOVERNMENT (Friedel, Chair) 01/16/2023
SB 152, introduced bill, be amended with SB0152.001.001 and, as amended, do pass.

NATURAL RESOURCES (Welborn, Chair) 01/16/2023
SB 32, do pass.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 01/16/2023

HB 85, introduced by M. Malone
HB 99, introduced by C. Knudsen

Senator Cuffe absent at this time.

FIRST READING AND COMMITMENT OF BILLS

The following Senate bill was introduced, read first time, and referred to committee:

SB 177, introduced by D. Zolnikov, referred to Business, Labor, and Economic Affairs.
SB 178, introduced by D. Zolnikov, referred to Business, Labor, and Economic Affairs.

The following House bill was introduced, read first time, and referred to committee:

HB 85, introduced by M. Malone (requested by the Department of Natural Resources and Conservation), referred to Agriculture, Livestock, and Irrigation.
HB 99, introduced by C. Knudsen (requested by the Department of Fish, Wildlife, and Parks), referred to Fish and Game.

MOTIONS

Majority Leader Fitzpatrick moved the Senate suspend rules to allow **HB 1** to be placed on second reading and third reading this date. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Cuffe.
Total 1

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Emrich in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 48 - Senator Pope moved **SB 48** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Mandeville.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Cuffe.
Total 1

SB 56 - Senator McClafferty moved **SB 56** do pass. Motion carried as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Webber.
Total 27

Nays: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fuller, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Usher, Vermeire, Welborn, Zolnikov.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Cuffe.
Total 1

SB 58 - Senator Hinebauch moved **SB 58** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 45

Nays: Lenz, McKamey, Tempel, Zolnikov.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Cuffe.
Total 1

Senator Cuffe present at this time.

SB 67 - Senator McGillvray moved **SB 67** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 70 - Senator O'Brien moved **SB 70** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Esp, Lenz.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 71 - Senator Salomon moved **SB 71** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 47

Nays: Lynch, Manzella, Zolnikov.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 1 - Senator Esp moved **HB 1** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville,

Manzella, McClafferty, McGillvray, McKamey, Mr. President, Noland, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 42

Nays: Beard, Emrich, Flowers, Lynch, Molnar, Morigeau, O'Brien, Webber.
Total 8

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Emrich moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 4 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 23 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 46 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 63 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Esp, Glimm, Manzella, McGillvray, Noland, Salomon.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 65 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Pope, Sales, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 39

Nays: Emrich, Flowers, Glimm, Gross, Hinebauch, Manzella, Molnar, Olsen, Regier K, Salomon, Usher.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 75 passed as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Bartel, Lenz.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 120 passed as follows:

Yeas: Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 38

Nays: Bartel, Beard, Brown, Fuller, Glimm, Hinebauch, Manzella, McGillvray, Noland, Regier K, Tempel, Usher.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 1, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Beard, Emrich, Flowers, Molnar, O'Brien.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved **SB 58** and **SB 70**, heard during second reading this date, be re-referred to the Finance and Claims Committee. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 01/18/2023, the 13th legislative day. Motion carried.

Senate adjourned at 1:55 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
THIRTEENTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
January 18, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 32**, **SB 48**, **SB 56**, **SB 58**, **SB 67**, **SB 70**, **SB 71**, **SB 96**, **SB 131**, **SB 133**, **SB 155**, **SB 177, SB 178**.
Correctly engrossed: **SB 13**, **SB 95**, **SB 130**, **SB 132**, **SB 152**, **SB 158**.
Transmitted to the House: **SB 4**, **SB 23**, **SB 46**, **SB 63**, **SB 65**, **SB 75**, **SB 120**.
Signed by the Secretary of the Senate at 12:20 p.m., 1/17/2023: **SR 1**.
Signed by the President of the Senate at 05:13 p.m., 1/17/2023: **SR 1**.
Delivered to the Secretary of State at 11:17 a.m., 1/18/2023: **SR 1**.

REPORTS OF STANDING COMMITTEES

HIGHWAYS AND TRANSPORTATION (Manzella, Chair) 01/17/2023
SB 33, do pass.

JUDICIARY (Regier, Chair) 01/17/2023
SB 149, do pass.

NATURAL RESOURCES (Welborn, Chair) 01/13/2023
SB 17, do pass.

STATE ADMINISTRATION (Cuffe, Chair) 01/13/2023
SB 50, introduced bill, be amended with SB0050.001.001 and, as amended, do pass.

TAXATION (Hertz, Chair) 01/17/2023
SB 16, do pass.
SB 24, introduced bill, be amended with SB0024.001.001 and, as amended, do pass.
SB 54, introduced bill, be amended with SB0054.001.001 and, as amended, do pass.
SB 64, do pass.
SB 81, do pass.

Without objection, the committee reports were adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 01/17/2023

HB 35, introduced by L. Brewster
HB 48, introduced by T. Brockman
HB 54, introduced by J. Read
HB 70, introduced by T. Falk
HB 83, introduced by A. Regier
HB 111, introduced by J. Etchart
HB 122, introduced by K. Walsh
HB 123, introduced by J. Bergstrom
HB 132, introduced by T. Moore
HB 133, introduced by R. Miner
HB 145, introduced by P. Green
HB 149, introduced by M. Binkley
HB 157, introduced by W. Rusk
HB 166, introduced by D. Harvey

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 179, introduced by J. Small, referred to Business, Labor, and Economic Affairs.
SB 180, introduced by D. Lenz, referred to Public Health, Welfare and Safety.
SB 181, introduced by D. Lenz, referred to Public Health, Welfare and Safety.
SB 182, introduced by D. Lenz, referred to Judiciary.
SB 183, introduced by D. Lenz, referred to Judiciary.
SB 184, introduced by D. Lenz, referred to Judiciary.
SB 185, introduced by D. Lenz, referred to State Administration.
SB 186, introduced by D. Lenz, referred to Public Health, Welfare and Safety.
SB 187, introduced by C. Friedel, referred to Judiciary.
SB 188, introduced by C. Friedel, referred to Public Health, Welfare and Safety.
SB 189, introduced by T. Manzella, referred to State Administration.

The following House bills were introduced, read first time, and referred to committee:

HB 35, introduced by L. Brewster (by request of the Local Government Interim Committee), referred to Local Government.
HB 48, introduced by T. Brockman (by request of the Department of Revenue), referred to Business, Labor, and Economic Affairs.
HB 54, introduced by J. Read (by request of the Department of Environmental Quality), referred to Natural Resources.
HB 70, introduced by T. Falk (by request of the Department of Revenue), referred to Business, Labor, and Economic Affairs.
HB 83, introduced by A. Regier (by request of the Department of Public Health and Human Services), referred to Judiciary.
HB 111, introduced by J. Etchart (by request of the State Public Defender), referred to Judiciary.
HB 122, introduced by K. Walsh (by request of the Department of Natural Resources and Conservation), referred to Natural Resources.
HB 123, introduced by J. Bergstrom (by request of the Department of Revenue), referred to Business, Labor, and Economic Affairs.

HB 132, introduced by T. Moore (by request of the Legislative Audit Committee), referred to State Administration.
HB 133, introduced by R. Miner (by request of the Department of Fish, Wildlife, and Parks), referred to Fish and Game.
HB 145, introduced by P. Green (by request of the Department of Revenue), referred to Business, Labor, and Economic Affairs.
HB 149, introduced by M. Binkley (by request of the Department of Administration), referred to Judiciary.
HB 157, introduced by W. Rusk (by request of the Department of Revenue), referred to Business, Labor, and Economic Affairs.
HB 166, introduced by D. Harvey, E. Matthews (by request of the Department of Revenue), referred to Business, Labor, and Economic Affairs.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Trebas in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 3 - Senator Cuffe moved **SB 3** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 36 - Senator Lenz moved **SB 36** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville,

Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 42

Nays: Dunwell, Ellis, Flowers, Gross, Hayman, Morigeau, O'Brien, Olsen.
Total 8

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 74 - Senator McKamey moved **SB 74** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Glimm.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 76 - Senator McClafferty moved **SB 76** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 88 - Senator Curdy moved **SB 88** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: McGillvray, Vance.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 100 - Senator Hertz moved **SB 100** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 44

Nays: Emrich, Hayman, Kelker, Lang, Regier K, Webber.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 101 - Senator Hertz moved **SB 101** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Hayman, Kelker, Lang, Regier K.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 107 - Majority Leader Fitzpatrick moved **SB 107** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Regier K, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 108 - Senator Usher moved **SB 108** do pass.

SB 108 - Senator Usher moved **SB 108**, second reading copy, be amended with SB0108.002.001.

Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Hayman.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 108, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Dunwell, Hayman.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.
Senator Trebas moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Gross, Morigeau, Olsen, Trebas.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 48 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 56 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Esp, Lenz, Regier K, Usher.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Vote totals reflect a change of vote from No to Yes made by Senator Manzella under Motions on the next legislative day.

SB 67 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 71 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 3** and **SB 108**, heard during second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 01/19/2023, the 14th legislative day. Motion carried.

Senate adjourned at 2:06 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
FOURTEENTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
January 19, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair):
Mr. President: We, your committee on Bills and Journals, having examined the daily journals for the First through the Seventh days, find the same to be correct.

Correctly printed: **SB 3**, **SB 16**, **SB 17**, **SB 33**, **SB 36**, **SB 64**, **SB 74**, **SB 76**, **SB 81**, **SB 88**, **SB 100**, **SB 101**, **SB 107**, **SB 149**, **SB 179**, **SB 180**, **SB 181**, **SB 182**, **SB 183**, **SB 184**, **SB 185**, **SB 186**, **SB 187**, **SB 188**, **SB 189**.
Correctly engrossed: **SB 24**, **SB 50**, **SB 54**, **SB 108**.
Transmitted to the House: **SB 48**, **SB 56**, **SB 67**, **SB 71**.

COMMUNICATIONS AND PETITIONS

The Montana Judicial Standards Commission submitted its report for calendar years 2021 and 2022 to the legislature as required by 3-1-1126, MCA.

REPORTS OF STANDING COMMITTEES

JUDICIARY (Regier, Chair) 01/11/2023

SB 12, introduced bill, be amended with SB0012.001.001 and, as amended, do pass.
SB 19, do pass.
SB 38, do pass.
SB 68, introduced bill, be amended with SB0068.001.001 and, as amended, do pass.
SB 106, do pass.
SJ 5, do pass.

JUDICIARY (Regier, Chair) 01/13/2023
SB 134, do pass.

JUDICIARY (Regier, Chair) 01/17/2023
SB 89, introduced bill, be amended with SB0089.001.010 and, as amended, do pass.

JUDICIARY (Regier, Chair) 01/18/2023
SB 154, do pass.
HB 77, be concurred in.
HB 78, be concurred in.

JUDICIARY (Regier, Chair) 01/19/2023
SB 159, do pass.

LOCAL GOVERNMENT (Friedel, Chair) 01/18/2023
SB 143, introduced bill, be amended with SB0143.001.001 and, as amended, do pass.
SB 173, do pass.
HB 67, be concurred in.

NATURAL RESOURCES (Welborn, Chair) 01/13/2023
SB 42, introduced bill, be amended with SB0042.001.001 and, as amended, do pass.
SB 43, introduced bill, be amended with SB0043.001.001 and, as amended, do pass.
SB 72, introduced bill, be amended with SB0072.001.001 and, as amended, do pass.

STATE ADMINISTRATION (Cuffe, Chair) 01/18/2023
SB 128, do pass.

Without objection, the committee reports were adopted.

MESSAGES FROM THE GOVERNOR

January 11, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following cabinet appointment for confirmation.

Department of Public Health and Human Services
MCA § 2-15-3001

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

> **Charles Brereton**, 111 N Sanders St., Helena, MT 59601, charles.brereton@mt.gov, who was appointed on July 22, 2022. I support the confirmation of Director Brereton.

I have included the appointee's resume, biography, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bill passed and transmitted to the Senate for concurrence: 01/18/2023

HB 59, introduced by R. Fitzgerald

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:
SB 190, introduced by F. Mandeville, referred to State Administration.
SB 191, introduced by S. Fitzpatrick, referred to Judiciary.
SB 192, introduced by M. Dunwell, referred to Taxation.
SB 193, introduced by M. Dunwell, A. Olsen, T. France, referred to Legislative Administration.
SB 194, introduced by M. Dunwell, T. France, referred to Taxation.
SB 195, introduced by J. Trebas, D. Zolnikov, J. Hinkle, K. Bogner, B. Mitchell, S. Galloway, C. Friedel, referred to Local Government.
SB 196, introduced by W. Sales, referred to Public Health, Welfare and Safety.

The following Senate resolutions were introduced, read first time, and referred to committee:

SR 2, introduced by S. Hinebauch, referred to Fish and Game.
SR 3, introduced by S. Hinebauch, referred to Fish and Game.
SR 4, introduced by M. Cuffe, referred to State Administration.
SR 5, introduced by M. Cuffe, referred to State Administration.

The following House bill was introduced, read first time, and referred to committee:

HB 59, introduced by R. Fitzgerald (by request of the Livestock Loss Board), referred to Agriculture, Livestock and Irrigation.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Noland in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 155- Majority Leader Fitzpatrick moved consideration of **SB 155** be passed for the day. Without objection, so ordered.

SB 27 - Senator Sales moved **SB 27** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 78 - Senator Gillespie moved **SB 78** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Fox, Friedel, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Flowers, Fuller, Gross, Molnar, Olsen.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 95 - Senator Usher moved **SB 95** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 36

Nays: Boldman, Curdy, Dunwell, Ellis, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 111 - Senator Glimm moved **SB 111** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Hinebauch.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 114 - Senator Lenz moved **SB 114** do pass. Motion **failed** as follows:

Yeas: Bartel, Beard, Boldman, Emrich, Fuller, Glimm, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Morigeau, Noland, Regier K, Trebas, Usher, Vance, Zolnikov.
Total 19

Nays: Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lynch, McClafferty, McKamey, Molnar, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn.
Total 31

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 114 - Majority Leader Fitzpatrick moved **SB 114** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lynch, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Pope, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 34

Nays: Bartel, Beard, Boldman, Emrich, Fuller, Glimm, Hinebauch, Lang, Lenz, Mandeville, Manzella, Morigeau, Olsen, Regier K, Trebas, Usher.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 116 - Senator Lenz moved **SB 116** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Hayman.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 130 - Senator Mandeville moved **SB 130** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 48

Nays: Morigeau, Welborn.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 131 - Senator Mandeville moved **SB 131** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Curdy, Flowers, Hayman, Lynch, Salomon, Tempel.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 152 - Senator Mandeville moved **SB 152** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Flowers, Gross, Hayman, Lynch.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 3 - Senator Lynch moved **SJ 3** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Fuller, Tempel.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Noland moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 36 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Dunwell, Ellis, Gross, Hayman, O'Brien, Olsen.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 74 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Emrich, Glimm.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 76 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 88 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: McGillvray, Vance.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 100 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Hayman, Kelker, Lang, Regier K, Tempel.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 101 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Hayman, Kelker, Lang, Regier K, Tempel.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 107 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, McGillvray, McKamey, Molnar, Mr. President, Noland, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Manzella, McClafferty, Morigeau, O'Brien, Olsen, Pope, Regier K, Webber.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 95**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved that **SJ 6** be taken from the Public Health, Welfare and Safety Committee and re-referred to the Education and Cultural Resources Committee. Without objection, so ordered.

Senator Manzella moved to change her previous day's third-reading vote on **SB 56** from No to Yes. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 01/20/2023, the 15th legislative day. Motion carried.

Senate adjourned at 2:32 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
FIFTEENTH LEGISLATIVE DAY

Helena, Montana
January 20, 2023

Senate Chambers
State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. Forty-nine members present. Senator Kelker, excused. Quorum Present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 19**, **SB 27**, **SB 38**, **SB 78**, **SB 95**, **SB 106**, **SB 111**, **SB 116**, **SB 128**, **SB 130**, **SB 131**, **SB 134**, **SB 152**, **SB 154**, **SB 159**, **SB 173**, **SB 190**, **SB 191**, **SB 192**, **SB 193**, **SB 194**, **SB 195**, **SB 196**, **SR 2**, **SR 3**, **SR 4**, **SR 5**, **SJ 3**, **SJ 5**, **HB 67**, **HB 77**, **HB 78**.
Correctly engrossed: **SB 12**, **SB 42**, **SB 43**, **SB 68**, **SB 72**, **SB 89**, **SB 143**.
Transmitted to the House: **SB 36**, **SB 74**, **SB 76**, **SB 88**, **SB 100**, **SB 101**, **SB 107**.

REPORTS OF STANDING COMMITTEES

AGRICULTURE, LIVESTOCK AND IRRIGATION (Lang, Chair) 01/19/2023
SB 37, do pass.

FINANCE AND CLAIMS (Esp, Chair) 01/19/2023
SB 29, do pass.

HIGHWAYS AND TRANSPORTATION (Manzella, Chair) 01/19/2023
SB 144, do pass.

NATURAL RESOURCES (Welborn, Chair) 01/18/2023
SB 39, introduced bill, be amended with SB0039.001.002 and, as amended, do pass.

Without objection, committee reports were adopted.

REPORTS OF SELECT COMMITTEES

To the President,

We, your joint select committee on (S) Redistricting recommend that **Senate joint resolution 8** (first reading copy - white) be re-referred to the Senate and House State Administration Standing Committees and further recommend that it be amended by the Senate State Administration Committee with the following amendments contained in SJ0008.001.014.

Signed: Senator Mike Cuffe, Chairman
Dated: January 20, 2023

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 01/19/2023

HB 31, introduced by R. Fitzgerald
HB 32, introduced by S. Gist
HB 33, introduced by S. Gist
HB 34, introduced by S. Gist
HB 41, introduced by J. Bergstrom
HB 51, introduced by J. Read
HB 65, introduced by T. Moore
HB 66, introduced by G. Kmetz
HB 68, introduced by G. Nikolakakos
HB 69, introduced by T. Falk
HB 80, introduced by G. Nikolakakos
HB 84, introduced by K. Walsh
HB 92, introduced by P. Green
HB 175, introduced by E. Buttrey

FIRST READING AND COMMITMENT OF BILLS

The following Senate resolutions were introduced, read first time, and referred to committee:

SR 6, introduced by K. Regier, referred to Judiciary.
SR 7, introduced by K. Regier, referred to Judiciary.
SR 8, introduced by K. Regier, referred to Judiciary.
SR 9, introduced by K. Regier, referred to Judiciary.
SR 10, introduced by K. Regier, referred to Judiciary.
SR 11, introduced by G. Hertz, referred to Taxation.
SR 12, introduced by T. McGillvray, referred to Public Health, Welfare and Safety.
SR 13, introduced by T. McGillvray, referred to Public Health, Welfare and Safety.
SR 14, introduced by T. McGillvray, referred to Public Health, Welfare and Safety.
SR 15, introduced by T. McGillvray, referred to Public Health, Welfare and Safety.
SR 16, introduced by T. McGillvray, referred to Public Health, Welfare and Safety.
SR 17, introduced by T. McGillvray, referred to Public Health, Welfare and Safety.
SR 18, introduced by T. McGillvray, referred to Public Health, Welfare and Safety.
SR 19, introduced by T. McGillvray, referred to Public Health, Welfare and Safety.
SR 20, introduced by T. McGillvray, referred to Public Health, Welfare and Safety.
SR 21, introduced by T. McGillvray, referred to Public Health, Welfare and Safety.
SR 22, introduced by T. McGillvray, referred to Public Health, Welfare and Safety.
SR 23, introduced by T. McGillvray, referred to Public Health, Welfare and Safety.
SR 24, introduced by T. McGillvray, referred to Public Health, Welfare and Safety.
SR 25, introduced by T. McGillvray, referred to Public Health, Welfare and Safety.
SR 26, introduced by M. Lang, referred to Agriculture, Livestock and Irrigation.
SR 27, introduced by M. Lang, referred to Agriculture, Livestock and Irrigation.
SR 28, introduced by M. Lang, referred to Agriculture, Livestock and Irrigation.
SR 29, introduced by J. Small, referred to Business, Labor, and Economic Affairs.
SR 30, introduced by J. Small, referred to Business, Labor, and Economic Affairs.

The following Senate bills were introduced and read first time:

SB 197, introduced by M. Cuffe.
SB 198, introduced by J. Gross, M. Caferro, S. Stewart Peregoy, R. Lynch, B. Usher, J. Small, S. O'Brien.
SB 199, introduced by G. Hertz.
SB 200, introduced by G. Hertz.
SB 201, introduced by G. Hertz.
SB 202, introduced by G. Hertz.

The following House bills were introduced and read first time:

HB 31, introduced by R. Fitzgerald (by request of the Department of Revenue).
HB 32, introduced by S. Gist (by request of the Local Government Interim Committee).
HB 33, introduced by S. Gist (by request of the Local Government Interim Committee).
HB 34, introduced by S. Gist (by request of the Department of Natural Resources and Conservation).
HB 41, introduced by J. Bergstrom (by request of the Department of Labor and Industry).
HB 51, introduced by J. Read (by request of the Department of Livestock).
HB 65, introduced by T. Moore (by request of the Department of Public Health and Human Services).
HB 66, introduced by G. Kmetz (by request of the Department of Revenue).
HB 68, introduced by G. Nikolakakos (by request of the Department of Revenue).
HB 69, introduced by T. Falk (by request of the Department of Revenue.)
HB 80, introduced by G. Nikolakakos (by request of the Department of Military Affairs).
HB 84, introduced by K. Walsh (by request of the Department of Livestock).
HB 92, introduced by P. Green (by request of the Department of Justice).
HB 175, introduced by E. Buttrey

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Zolnikov in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Majority Leader Fitzpatrick moved that **SB 54** be passed for the day. Without objection, so ordered.

Majority Leader Fitzpatrick moved consideration of **SB 64** be moved to the bottom of the board. Without objection, so ordered.

SB 155 - Senator Bogner moved **SB 155** do pass.

SB 155 - Senator Bogner moved **SB 155**, second reading copy, be amended with SB0155.001.001.

Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 155, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 17 - Senator Welborn moved **SB 17** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 33 - Senator Cuffe moved **SB 33** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Gross, Olsen.
Total 2

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 50 - Senator Bartel moved **SB 50** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 81 - Senator Tempel moved **SB 81** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 132 - Senator Beard moved **SB 132** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Esp, McGillvray.
Total 2

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 149 - Senator Lenz moved **SB 149** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

President Ellsworth resumed the chair at this time.

SB 64 - Senator Zolnikov moved **SB 64** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Zolnikov moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 27 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 78 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Gross, Molnar.
Total 2

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 111 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Hinebauch.
Total 1

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 116 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Dunwell, Hayman.
Total 2

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 130 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 131 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 47

Nays: Lynch, Welborn.
Total 2

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 152 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 46

Nays: Flowers, Lynch, Welborn.
Total 3

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SJ 3 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Mandeville, Tempel.
Total 2

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 132**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved that **SJ 8** be re-referred to the State Administration Committee. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Senator Small expressed the thanks of the Senate to Faith Osmundson, who worked as a Page for the past two weeks; the second week as the only Page.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 01/23/2023, the 16th legislative day. Motion carried.

Senate adjourned at 1:53 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
SIXTEENTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
January 23, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. Forty-nine members present, Senator Kelker excused. Quorum Present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 17**, **SB 29**, **SB 33**, **SB 37**, **SB 50**, **SB 64**, **SB 81**, **SB 132**, **SB 144**, **SB 149**, **SB 197**, **SB 198**, **SB 199**, **SB 200**, **SB 201**, **SB 202**, **SR 6**, **SR 7**, **SR 8**, **SR 9**, **SR 10**, **SR 11**, **SR 12**, **SR 13**, **SR 14**, **SR 15**, **SR 16**, **SR 17**, **SR 18**, **SR 19**, **SR 20**, **SR 21**, **SR 22**, **SR 23**, **SR 24**, **SR 25**, **SR 26**, **SR 27**, **SR 28**, **SR 29**, **SR 30**.
Correctly engrossed: **SB 39**, **SB 115**, **SJ 8**.
Transmitted to the House: **SB 27**, **SB 78**, **SB 111**, **SB 116**, **SB 130**, **SB 131**, **SB 152**, **SJ 3**.

REPORTS OF STANDING COMMITTEES

AGRICULTURE, LIVESTOCK, AND IRRIGATION (Lang, Chair) 01/19/2023
HB 44, be concurred in.
HB 153, be concurred in.

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Small, Chair) 01/20/2023
SB 53, introduced bill, be amended with SB0053.001.001 and, as amended, do pass.
SB 166, do pass.

FISH AND GAME (Hinebauch, Chair) 01/19/2023
SB 84, introduced bill, be amended with SB0084.001.001 and, as amended, do pass.
SB 85, introduced bill, be amended with SB0085.001.001 and, as amended, do pass.
HB 73, be concurred in.

JUDICIARY (Regier, Chair) 01/20/2023
HJ 1, be concurred in.

PUBLIC HEALTH, WELFARE AND SAFETY (McGillvray, Chair) 01/20/2023
SB 113, do pass.
SB 115, introduced bill, be amended with SB0115.001.002 and, as amended, do pass.
SB 151, do pass.
SB 162, do pass.

STATE ADMINISTRATION (Cuffe, Chair) 01/23/2023
SJ 8, introduced bill, be amended with SJ0008.001.014 and, as amended, do pass.

TAXATION (Zolnikov, Vice Chair) 01/19/2023
SB 119, do pass.

SB 121, do pass.
SB 124, introduced bill, be amended with SB0124.001.001 and, as amended, do pass.

Without objection, the committee reports were adopted.

MESSAGES FROM THE GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following appointment for confirmation.

Commissioner of Political Practices
MCA § 13-37-102

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Chris Gallus**, 1423 Otter Rd., Helena, MT 59602, who was appointed to serve a term starting January 23, 2023, and whose term expires January 1, 2029. I support the confirmation of Mr. Gallus.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Behavioral Health
MCA § 2-15-1744

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Megan Bailey,** 2318 Mary Ave, Missoula, MT 59801, was appointed to serve a term starting January 1, 2023, and whose term ends January 1, 2027. Ms. Bailey fulfills the requirement as a Licensed Marriage and Family Therapist. I support the confirmation of Ms. Bailey.
- **Laura Dever,** 216 Bayshore Drive, Polson, MT, 59860, was appointed to serve a term starting January 1, 2023, and whose term ends January 1, 2027. Ms. Dever fulfills the requirement as a public member not engaged in social work. I support the confirmation of Ms. Dever.
- **Carol Staben Burroughs,** 2023 Stadium Drive, Suite 2B, Bozeman MT 59715, was appointed to serve a term starting January 1, 2023, and whose term ends January 1, 2027. Ms. Staben Burroughs fulfills the requirement as a Licensed Professional Counselor. I support the confirmation of Ms. Staben Burroughs
- **Joelle Johnson,** P.O. Box 1858 East Helena, MT 59635, was appointed to serve a term starting July 21, 2021, and whose term ends January 5, 2025. Ms. Johnson fulfills the requirement as a licensed clinical social worker. I support the confirmation of Ms. Johnson.
- **Joseph Suchanic,** 500 North Higgins Ave, Suite 107, Missoula MT 59802, was appointed to serve a term November 15, 2021, and whose term ends January 5, 2025. Joseph Suchanic fulfills the requirement as a Licensed Professional Counselor. Mr. Suchanic fills a position added during the 2019 Legislative Session. I support the confirmation of Mr. Suchanic.
- **Mona Sumner,** 2227 7th St. West, Billings, MT 59102, was appointed to serve a term starting January 1, 2023 and whose term ends January 1, 2027. Ms. Sumner fulfills the requirement as a Licensed Addiction Counselor. I support the confirmation of Ms. Sumner.
- **Annette Redding,** 1231 North 29th St., Billings, MT 59102, was appoitned to serve a term November 7, 2022 and whose term ends January 5, 2025.

Ms. Redding fulfills the requirement as a peer support specialist. I support the confirmation of Ms. Redding.

- **Shari Rigg,** P.O. Box 3976 Missoula, MT 59806, was appointed to serve a term starting July 21, 2021, and whose term ends January 5, 2025. Ms. Rigg fulfills the requirement as a licensed addiction counselor. I support the confirmation of Ms. Rigg.
- **Erin Williams,** 3203 Cummins Way, Missoula, MT 59802, was appointed to serve a term starting January 1, 2023, and whose term ends January 1, 2027. Ms. Williams fulfills the requirement as a Licensed Professional Counselor. I support the confirmation of Ms. Williams.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

Dear President Ellsworth:

In accordance with Montana Code Annotated Sections 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Montana Arts Council
MCA § 22-2-102

As required by MCA§ 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Troy Collins,** PO Box 1023, Hamilton MT 59840, is appointed to serve a

term starting March 28, 2022, and through February 1, 2028. Troy Collins fulfills the qualifications of being a member with keen interest in one or more of the arts. I support the confirmation of Mr. Collins.

- **Julie McAlister,** 6479 US Highway 93 S #424, Whitefish MT 59937, is appointed to serve a term starting March 28, 2022, and through February 1, 2028. Julie McAlister fulfills the qualifications of being a member with keen interest in one or more of the arts. I support the confirmation of Ms. McAlister.
- **John Moore,** 494 Hwy 59 N, Miles City MT 59301, is appointed to serve a term starting March 28, 2022, and through February 1, 2028. John Moore fulfills the qualifications of being a member with keen interest in one or more of the arts. I support the confirmation of Mr. Moore.
- **Greg Murphy,** 5533 Gene Sarazen Drive, Billings MT 59106, is appointed to serve a term starting March 28, 2022, and through February 1, 2028. Greg Murphy fulfills the qualifications of being a member with keen interest in one or more of the arts. I support the confirmation of Mr. Murphy.
- **Bridger Pierce,** 3649 Rodeo Rd, Missoula MT 59802, is appointed to serve a term starting March 28, 2022, and through February 1, 2028. Bridger Pierce fulfills the qualifications of being a member with keen interest in one or more of the arts. I support the confirmation of Mr. Pierce.

I have included the appointees' resumes, biography or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 01/20/2023

HB 93, introduced by P. Green
HB 94, introduced by P. Green
HB 102, introduced by J. Gillette
HB 105, introduced by P. Green

HB 108, introduced by D. Loge
HB 109, introduced by L. Bishop
HB 116, introduced by J. Gillette
HB 134, introduced by K. Zolnikov
HB 143, introduced by J. Dooling

FIRST READING AND COMMITMENT OF BILLS

The following Senate bill was introduced, read first time, and referred to committee:

SB 203, introduced by K. Bogner, referred to Agriculture, Livestock and Irrigation.

The following Senate resolutions were introduced, read first time, and referred to committee:

SR 31, introduced by D. Salomon, referred to Education and Cultural Resources.
SR 32, introduced by D. Salomon, referred to Education and Cultural Resources.
SR 33, introduced by D. Salomon, referred to Education and Cultural Resources.
SR 34, introduced by J. Small, referred to Business, Labor, and Economic Affairs.
SR 35, introduced by J. Small, referred to Business, Labor, and Economic Affairs.
SR 36, introduced by J. Small, referred to Business, Labor, and Economic Affairs.
SR 37, introduced by J. Small, referred to Business, Labor, and Economic Affairs.
SR 38, introduced by J. Small, referred to Business, Labor, and Economic Affairs.
SR 39, introduced by J. Small, referred to Business, Labor, and Economic Affairs.
SR 40, introduced by J. Small, referred to Business, Labor, and Economic Affairs.
SR 41, introduced by J. Small, referred to Business, Labor, and Economic Affairs.
SR 42, introduced by J. Small, referred to Business, Labor, and Economic Affairs.
SR 43, introduced by J. Small, referred to Business, Labor, and Economic Affairs.
SR 44, introduced by J. Welborn, referred to Natural Resources.
SR 45, introduced by J. Welborn, referred to Natural Resources.
SR 46, introduced by T. McGillvray, referred to Public Health, Welfare and Safety.

The following Senate bills, previously introduced, were referred to committee:

SB 197, introduced by M. Cuffe, referred to State Administration.
SB 198, introduced by J. Gross, M. Caferro, S. Stewart Peregoy, R. Lynch, B. Usher, J. Small, S. O'Brien, referred to Public Health, Welfare and Safety.
SB 199, introduced by G. Hertz, referred to Local Government.
SB 200, introduced by G. Hertz, referred to State Administration.
SB 201, introduced by G. Hertz, referred to Judiciary.
SB 202, introduced by G. Hertz, referred to Public Health, Welfare and Safety.

The following House bills were introduced, read first time, and referred to committee:

HB 93, introduced by P. Green (by request of the Department of Agriculture), referred to Agriculture, Livestock and Irrigation.
HB 94, introduced by P. Green (by request of the Department of Agriculture), referred to Agriculture, Livestock and Irrigation.

HB 102, introduced by J. Gillette (by request of the Department of Public Health and Human Services), referred to Public Health, Welfare and Safety.
HB 105, introduced by P. Green (by request of the Department of Transportation), referred to Highways and Transportation.
HB 108, introduced by D. Loge (by request of the Department of Revenue), referred to State Administration.
HB 109, introduced by L. Bishop (by request of the Code Commissioner), referred to State Administration.
HB 116, introduced by J. Gillette (by request of the Children, Families, Health, and Human Services Interim Committee), referred to Public Health, Welfare and Safety.
HB 134, introduced by K. Zolnikov (by request of the Department of Military Affairs), referred to State Administration.
HB 143, introduced by J. Dooling (by request of the Department of Commerce), referred to State Administration.

The following House bills, previously introduced, were referred to committee:

HB 31, introduced by R. Fitzgerald (by request of the Department of Revenue), referred to Business, Labor, and Economic Affairs.
HB 32, introduced by S. Gist (by request of the Local Government Interim Committee), referred to Local Government.
HB 33, introduced by S. Gist (by request of the Local Government Interim Committee), referred to Local Government.
HB 34, introduced by S. Gist (by request of the Department of Natural Resources and Conservation), referred to Natural Resources.
HB 41, introduced by J. Bergstrom (by request of the Department of Labor and Industry), referred to Business, Labor, and Economic Affairs.
HB 51, introduced by J. Read (by request of the Department of Livestock), referred to Agriculture, Livestock and Irrigation.
HB 65, introduced by T. Moore (by request of the Department of Public Health and Human Services), referred to Public Health, Welfare and Safety.
HB 66, introduced by G. Kmetz (by request of the Department of Revenue), referred to Agriculture, Livestock and Irrigation.
HB 68, introduced by G. Nikolakakos (by request of the Department of Revenue), referred to Business, Labor, and Economic Affairs.
HB 69, introduced by T. Falk (by request of the Department of Revenue), referred to Business, Labor, and Economic Affairs.
HB 80, introduced by G. Nikolakakos (by request of the Department of Military Affairs), referred to State Administration.
HB 84, introduced by K. Walsh (by request of the Department of Livestock), referred to Agriculture, Livestock and Irrigation.
HB 92, introduced by P. Green (by request of the Department of Justice), referred to Judiciary.
HB 175, introduced by E. Buttrey, J. Ellsworth, referred to Finance and Claims.

THIRD READING OF BILLS

SB 17 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 33 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Gross, Olsen.
Total 2

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 50 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 64 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 81 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 149 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 128 - Majority Leader Fitzpatrick moved consideration of **SB 128** be passed for the day. Without objection, so ordered.

SB 54 - Senator Hertz moved **SB 54** do pass.

SB 54 - Senator Molnar moved **SB 54**, second reading copy, be amended with SB0054.002.001.

Amendment **not adopted** as follows:

Yeas: Brown, Cuffe, Emrich, Esp, Flowers, Friedel, Fuller, Gross, Lynch, Mandeville, Manzella, McGillvray, Molnar, Morigeau, Regier K, Salomon.
Total 16

Nays: Bartel, Beard, Bogner, Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Fox, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Lang, Lenz, McClafferty, McKamey, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 33

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

Thereupon, the Senate reverted to the original motion of Senator Hertz which passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Manzella, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Hayman, Mandeville, McClafferty, Molnar.
Total 4

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

The Senate was entertained with two musical selections by “Expressions of Silence," a student performing group from the Montana School for the Deaf and Blind.

SB 12 - Senator Lynch moved **SB 12** do pass. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien,

Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Beard, Esp, Mandeville, Olsen.
Total 4

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 13 - Senator Regier moved **SB 13** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 19 - Senator Regier moved **SB 19** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey,
Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 42 - Senator Hinebauch moved **SB 42** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 43 - Senator Curdy moved **SB 43** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 68 - Senator Usher moved **SB 68** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Olsen.
Total 1

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 89 - Senator Lynch moved **SB 89** do pass. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn.
Total 40

Nays: Beard, Brown, Fitzpatrick, Glimm, Mandeville, Manzella, McKamey, Trebas, Zolnikov.
Total 9

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 106 - Majority Leader Fitzpatrick moved **SB 106** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SJ 5 - Senator Brown moved **SJ 5** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 19**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **SB 54**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **SB 89**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Senator Small introduced the Pages for the coming week:

Dylan Clark from Anaconda, sponsored by Senator Vermeire.
Anna Council from Helena, sponsored by Senator Dunwell.
Peter Harrington from Hamilton, sponsored by President Ellsworth.
Carly Larson from Bozeman, sponsored by Senator Sales.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 01/24/2023, the 17th legislative day. Motion carried.

Senate adjourned at 2:23 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
SEVENTEENTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
January 24, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. Forty-nine members present. Senator Kelker, excused. Quorum Present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 12**, **SB 13**, **SB 19**, **SB 42**, **SB 43**, **SB 54**, **SB 68**, **SB 89**, **SB 106**, **SB 113**, **SB 119**, **SB 121**, **SB 151**, **SB 162**, **SB 166**, **SB 203**, **SR 31**, **SR 32**, **SR 33**, **SR 34**, **SR 35**, **SR 36**, **SR 37**, **SR 38**, **SR 39**, **SR 40**, **SR 41**, **SR 42**, **SR 43**, **SR 44**, **SR 45**, **SR 46**, **SJ 5**, **HB 44**, **HB 73**, **HB 153**, **HJ 1**.
Correctly engrossed: **SB 53, SB 84, SB 85, SB 115, SB 124**
Transmitted to the House: **SB 17**, **SB 33**, **SB 50**, **SB 64**, **SB 81**, **SB 149**, **SJ 8**.

REPORTS OF STANDING COMMITTEES

EDUCATION AND CULTURAL RESOURCES (Salomon, Chair) 01/23/2023
SB 8, do pass.
SB 129, do pass.
HB 61, be concurred in.

FINANCE AND CLAIMS (Esp, Chair) 01/23/2023
SB 3, do pass.
SB 21, do pass.
SB 58, do pass.

LOCAL GOVERNMENT (Friedel, Chair) 01/23/2023
SB 142, introduced bill, be amended with SB0142.001.001 and, as amended, do pass.
HB 113, be concurred in.

PUBLIC HEALTH, WELFARE AND SAFETY (McGillvray, Chair) 01/23/2023
SB 112, do pass.

STATE ADMINISTRATION (Cuffe, Chair) 01/23/2023
SB 30, do pass.
SJ 7, do pass.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 01/23/2023

HB 74, introduced by R. Fitzgerald

HB 75, introduced by J. Schillinger
HB 81, introduced by B. Mitchell
HB 151, introduced by M. Hopkins
HB 169, introduced by T. Brockman
HB 170, introduced by S. Gunderson
HB 178, introduced by K. Walsh
HB 183, introduced by N. Nicol
HB 205, introduced by F. Anderson

Senate Joint Resolution concurred in as amended and returned to the Senate for concurrence in House amendments:

SJ 1, introduced by S. Fitzpatrick

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 204, introduced by J. Trebas, K. Regier, D. Zolnikov, W. McKamey, M. Hopkins, K. Zolnikov, D. Emrich, J. Karlen, referred to Judiciary.
SB 205, introduced by J. Trebas, M. Hopkins, K. Zolnikov, C. Friedel, D. Emrich, referred to Public Health, Welfare and Safety.
SB 206, introduced by J. Trebas, K. Regier, D. Zolnikov, M. Hopkins, K. Zolnikov, G. Frazer, D. Emrich, referred to Local Government.
SB 207, introduced by B. Brown, referred to State Administration.
SB 208, introduced by J. Small, M. Cuffe, S. Fitzpatrick, T. Manzella, B. Mitchell, referred to Energy and Telecommunications.
SB 209, introduced by G. Hertz, referred to Business, Labor, and Economic Affairs.

The following Senate resolution was introduced, read first time, and referred to committee:

SR 47, introduced by D. Salomon, referred to Education and Cultural Resources.

The following Senate bill, previously introduced, was referred to committee:

SB 141, introduced by S. Morigeau, F. Smith, J. Windy Boy, S. Webber, T. Running Wolf, M. Fox, D. Hawk, referred to Education and Cultural Resources.

The following House bills were introduced, read first time, and referred to committee:

HB 74, introduced by R. Fitzgerald (by request of the Department of Fish, Wildlife, and Parks), referred to Fish and Game.
HB 75, introduced by J. Schillinger (by request of the Department of Transportation), referred to Highways and Transportation.
HB 81, introduced by B. Mitchell (by request of the Department of Military Affairs), referred to State Administration.

HB 151, introduced by M. Hopkins (by request of the Department of Administration), referred to State Administration.
HB 169, introduced by T. Brockman, referred to Judiciary.
HB 170, introduced by S. Gunderson, referred to Energy and Telecommunications.
HB 178, introduced by K. Walsh, S. Fitzpatrick, referred to Business, Labor, and Economic Affairs.
HB 183, introduced by N. Nicol, D. Hawk, R. Marshall, M. Yakawich, G. Oblander, J. Etchart, W. Rusk, referred to Judiciary.
HB 205, introduced by F. Anderson, M. Regier, R. Fitzgerald, S. Kerns, S. Gist, N. Nicol, G. Kmetz, referred to Judiciary.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Salomon in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 128 - President Ellsworth moved **SB 128** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Lynch, Molnar.
Total 2

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 16 - Senator Hertz moved **SB 16** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Morigeau, Olsen.
Total 2

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 24 - Senator Hertz moved **SB 24** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Emrich, Lynch, Molnar, Olsen.
Total 4

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 37 - Senator Hertz moved **SB 37** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 37

Nays: Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 12

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 96 - Senator Usher moved **SB 96** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber, Welborn.
Total 17

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 143 - Senator Esp moved **SB 143** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 158 - President Ellsworth moved **SB 158** do pass.

SB 158 - Senator Dunwell moved **SB 158**, second reading copy, be amended with SB0158.002.001.

Amendment **not adopted** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Webber.
Total 16

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

Thereupon, the Senate **reverted to the original motion** of President Ellsworth which passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 159 - Senator Beard moved **SB 159** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 173 - Senator Bogner moved **SB 173** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SJ 8 - President Ellsworth moved **SJ 8** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,

Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Salomon moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Gross, Olsen.
Total 2

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved the Senate suspend rule S40-40(2) and place **SJ 8**, heard under second reading, on third reading this date. Without objection, so ordered.

THIRD READING OF BILLS

SB 155 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 29 passed as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 43

Nays: Bogner, Esp, Glimm, Hinebauch, Mandeville, Noland.
Total 6

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 12 passed as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland,

O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Beard, Mandeville, Trebas.
Total 3

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 13 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 42 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 43 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 68 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Olsen.
Total 1

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 106 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SJ 5 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SJ 8 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved that **SB 72** be taken from the second reading board and re-referred to the Natural Resources Committee. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 01/25/2023, the 18th legislative day. Motion carried.

Senate adjourned at 2:17 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
EIGHTEENTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
January 25, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. Forty-nine members present. Senator Kelker, excused. Quorum Present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 3**, **SB 8**, **SB 16**, **SB 21**, **SB 24**, **SB 30**, **SB 37**, **SB 58**, **SB 72**, **SB 96**, **SB 112**, **SB 128**, **SB 129**, **SB 143**, **SB 158**, **SB 159**, **SB 173**, **SB 204**, **SB 205**, **SB 206**, **SB 207**, **SB 208**, **SB 209**, **SR 31**, **SR 32**, **SR 33**, **SR 39**, **SR 40**, **SR 41**, **SR 47**, **SJ 7**, **HB 61**, **HB 113**.
Correctly engrossed: **SB 142**.
Transmitted to the House: **SB 12**, **SB 13**, **SB 29**, **SB 42**, **SB 43**, **SB 68**, **SB 106**, **SB 155**, **SJ 5**.

REPORTS OF STANDING COMMITTEES

AGRICULTURE, LIVESTOCK AND IRRIGATION (Lang, Chair) 01/24/2023
HB 59, be concurred in.

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Small, Chair) 01/24/2023
SB 105, introduced bill, be amended with SB0105.001.001 and, as amended, do pass.
SB 167, do pass.
SB 179, do pass.
SJ 2, do pass.
HB 30, be concurred in.
HB 43, be concurred in.
HB 70, be concurred in.
HB 71, be concurred in.
HB 98, be concurred in.
HB 120, be concurred in.
HB 123, be concurred in.
HB 138, be concurred in.
HB 139, be concurred in.
HB 145, be concurred in.
HB 157, be concurred in.
HB 160, be concurred in.
HB 166, be concurred in.

FISH AND GAME (Hinebauch, Chair) 01/24/2023
HB 99, be concurred in.
HB 133, be concurred in.
HB 162, be concurred in.

JUDICIARY (Regier, Chair) 01/17/2023
SB 135, do pass.

JUDICIARY (Regier, Chair) 01/24/2023
SB 94, introduced bill, be amended with SB0094.001.004 and, as amended, do pass.
SB 148, do pass.
HB 18, be amended with HB0018.001.002 and, as amended, be concurred in.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 01/24/2023

HB 15, introduced by D. Bedey
HB 28, introduced by R. Knudsen
HB 72, introduced by R. Marshall
HB 89, introduced by P. Green
HB 101, introduced by J. Gillette
HB 129, introduced by T. Welch
HB 146, introduced by J. Kassmier
HB 155, introduced by K. Zolnikov
HB 185, introduced by R. Fitzgerald
HB 260, introduced by M. Regier

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 210, introduced by C. Glimm, referred to Judiciary.
SB 211, introduced by T. McGillvray, referred to Business, Labor, and Economic Affairs.
SB 212, introduced by D. Lenz, referred to Education and Cultural Resources.
SB 213, introduced by E. McClafferty, D. Salomon, M. Lang, R. Lynch, A. Olsen, W. Curdy, M. Dunwell, J. Ellis, D. Hayman, C. Pope, S. Webber, E. Boldman, S. Morigeau, J. Gross, R. Tempel, D. Harvey, P. Flowers, M. Fox, D. Hawk, S. O'Brien, T. Vermeire, J. Lynch, M. Romano, referred to Education and Cultural Resources.
SB 214, introduced by E. McClafferty, D. Salomon, M. Lang, R. Lynch, W. Curdy, M. Dunwell, J. Ellis, D. Hayman, C. Pope, S. Webber, E. Boldman, S. Morigeau, J. Gross, R. Tempel, D. Harvey, P. Flowers, M. Fox, D. Hawk, S. O'Brien, T. Vermeire, J. Lynch, referred to Business, Labor, and Economic Affairs.
SB 215, introduced by S. Fitzpatrick, referred to Local Government.
SB 216, introduced by S. Fitzpatrick, referred to Judiciary.
SB 217, introduced by B. Gillespie, referred to Agriculture, Livestock and Irrigation.

The following House bills were introduced, read first time, and referred to committee:

HB 15, introduced by D. Bedey (by request of the Office of Budget and Program Planning), referred to Education and Cultural Resources.

HB 28, introduced by R. Knudsen (by request of the Legislative Council), referred to Legislative Administration.
HB 72, introduced by R. Marshall (by request of the Department of Revenue), referred to Business, Labor, and Economic Affairs.
HB 89, introduced by P. Green (by request of the Department of Military Affairs), referred to State Administration.
HB 101, introduced by J. Gillette (by request of the Children, Families, Health, and Human Services Interim Committee), referred to Business, Labor, and Economic Affairs.
HB 129, introduced by T. Welch (by request of the Department of Revenue), referred to Highways and Transportation.
HB 146, introduced by J. Kassmier (by request of the Department of Fish, Wildlife, and Parks), referred to Fish and Game.
HB 155, introduced by K. Zolnikov (by request of the Department of Revenue), referred to Business, Labor, and Economic Affairs.
HB 185, introduced by R. Fitzgerald, referred to Natural Resources.
HB 260, introduced by M. Regier, R. Knudsen, referred to Legislative Administration.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Ellis in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 32 - Senator Cuffe moved **SB 32** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Emrich, Hinebauch.
Total 2

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 38 - Senator Brown moved **SB 38** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Boldman, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 53 - Senator Lang moved **SB 53** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Emrich.
Total 1

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 113 - Senator Lenz moved **SB 113** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 119 - Senator Webber moved **SB 119** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 121 - Senator Beard moved **SB 121** do pass.

SB 121 - Senator Trebas moved **SB 121**, second reading copy, be amended with SB0121.001.006.

Amendment **not adopted** as follows:

Yeas: Bogner, Brown, Emrich, Friedel, Fuller, Glimm, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Noland, Regier K, Small, Tempel, Trebas, Usher, Welborn, Zolnikov.
Total 20

Nays: Bartel, Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Hertz, Lynch, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Vance, Vermeire, Webber.
Total 29

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 121 - Senator Molnar moved **SB 121**, second reading copy, be amended with SB0121.001.007.

Amendment **not adopted** as follows:

Yeas: Bogner, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gross, Hayman, Lynch, Mandeville, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Salomon, Small, Tempel, Webber.
Total 22

Nays: Bartel, Beard, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 27

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 121 - Senator Molnar moved **SB 121**, second reading copy, be amended with SB0121.001.008.

Amendment **not adopted** as follows:

Yeas: Bogner, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gross, Hayman, Lynch, Mandeville, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber, Welborn.
Total 20

Nays: Bartel, Beard, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 29

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 121 - Senator Dunwell moved **SB 121**, second reading copy, be amended with SB0121.001.009.

Amendment **not adopted** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

Thereupon, the Senate **reverted to the original motion** of Senator Beard which passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 124 - Senator Hertz moved **SB 124** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey,
Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 134 - Majority Leader Fitzpatrick moved **SB 134** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,
Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 154 - Senator Regier moved **SB 154** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Small, Trebas, Usher, Vance, Zolnikov.
Total 28

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Salomon, Tempel, Vermeire, Webber, Welborn.
Total 21

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 166 - Senator Lynch moved **SB 166** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Gross, Olsen.
Total 2

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Ellis moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 37

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Gross, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 12

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 16 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 24 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Emrich, Molnar, Olsen.
Total 3

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 37 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 36

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 13

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 96 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey,

Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 128 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Lynch, Molnar.
Total 2

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 143 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 158 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 159 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 173 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to take **SB 207** from State Administration and re-refer it to Natural Resources. Without objection, so ordered.

Majority Leader Fitzpatrick moved to take **HB 52** from Highways and Transportation and re-refer it to Energy and Telecommunications. Without objection, so ordered.

Majority Leader Fitzpatrick moved that **SB 121** and **SB 124**, heard under second reading this date, be re-referred to the Finance and Claims Committee. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate recess until 6:50 p.m. at which time the Senate will move to the House chamber to meet in joint session with the House of Representatives to hear the Governor's State of the State address. Following the address, the Senate will adjourn until 1:00 p.m., 1/26/2023, the 19th legislative day. Motion carried.

The text of the Governor's State of the State Address is included in this Journal, beginning on the following page.

Senate recessed at 2:57 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

STATE OF THE STATE ADDRESS BY GOVERNOR GREG GIANFORTE
January 25, 2023

Lieutenant Governor, Mister President, Mister Speaker, members of the 68th Legislature, fellow statewide officials, tribal leaders, members of the judiciary, members of our Cabinet, the First Lady of Montana, my dear wife Susan, and finally, my fellow Montanans.

Serving you, the people of Montana, as your twenty-fifth governor is the greatest honor of my life. Thank you for the confidence you've placed in me.

In my last state of the state, I told Montanans we owe it to them to be bold as we lead the Montana comeback. We laid out an ambitious agenda with our sights set on building a place where more Montanans are realizing the American dream, working hard, earning a good living, and raising their family. I'm proud to report we are succeeding in that mission.

But we know our journey is far from over. We still face challenges, but with each challenge comes an opportunity; an opportunity to grow together and grow stronger.

For too long, Montana hasn't been living up to our full, outstanding potential. Our biggest exports have been our beef, grain, and, tragically, our kids and grandkids. We've seen jobs and opportunities grow in other states, while they haven't here. As a result, our kids and grandkids have left the place they love and the people they love for better jobs, higher pay, and greater opportunities elsewhere. Too many choose to leave, but they shouldn't have to face that choice.

Over the past two years, we've made it easier for Montanans to stay and some have come back home. I meet them, and other inspiring Montanans, when I'm on the road. Each year, I visit all 56 counties. It's a priority for me. Getting out of the Helena bubble and sitting down with Montanans is the only way I know to do this job.

Montanans want greater opportunity, good-paying jobs, tax relief, the best education possible for their kids, affordable, accessible, high-quality health care, safe communities, attainable housing, stronger families, and responsive, effective government.

I share their priorities. We must deliver on them. Montanans are on counting on us. Let's get it done.

Our key focus has always been, and remains, creating greater opportunity for more Montanans and protecting our Montana way of life. Together, we're opening the doors of greater opportunity so more folks can prosper and achieve the American dream. We're unleashing the engine of economic growth, business development, and job creation that, for too long, sputtered.

In 2021, Montana's economy grew at the seventh fastest pace in the nation. Thanks to the hard work of Montanans, we saw record business creation in 2021 and then again in 2022. Together, we've created more than 31,000 new jobs. 31,000 new jobs. Never before have this many jobs been created in two years.

We've hit record-low unemployment. Working with the legislature in 2021, we delivered one of the largest tax cuts in Montana history. We reformed and simplified our tax code to help small

businesses, family farms, and family ranches thrive. And as a result, more Montanans are working today than ever before.

Friends, the state of our state is strong, much stronger than it was two years ago. As much as our tax cuts and reforms help hardworking Montanans, we recognize our state's regulatory scheme is a wet blanket on job creation and business development. That's why on my second day in office, I created the Red Tape Relief Task Force. Led by Lieutenant Governor Juras, they've left no stone unturned.

Ladies and gentlemen, our Lieutenant Governor doesn't just cut ribbons – she cuts red tape. Lieutenant Governor, thank you for your partnership in leading the Montana Comeback.
The results of the lieutenant governor's work are clear. Right now, there are more than 160 red tape relief bills. Many have already passed the House or Senate. To our legislative partners, thank you for helping more Montanans prosper by removing unnecessary, burdensome regulations.

Montanans have spoken loud and clear: they want a government that works for them. Not the other way around. That's why better serving our customers, the people of Montana, is a top priority. We're putting customer service first and changing the way state government does business. We're listening to our bosses, the citizens of Montana. We're fixing what doesn't work.

We're modernizing state government. We're streamlining permitting. In July 2020, the Department of Environmental Quality was receiving a record number of requests for subdivision permits, and the requests kept coming. The department faced a backlog of nearly 500 overdue applications. This prevented builders and developers from doing their job. So, Director Chris Dorrington quickly changed the way DEQ operated. And in just months, they eliminated the backlog entirely, subdivision permits are being issued on time, and homes are being built.

We're also being better stewards of taxpayer dollars, making government more efficient. The Department of Labor and Industry developed a new, improved unemployment benefits system, saving taxpayers over $35 million and better serving people who lost their job. The Department of Administration renegotiated our state health plan, saving taxpayers $28 million per year while improving benefits.

And with our historic surplus, we're going to make Montana debt-free in '23. We'll pay off all general obligation debt, and we'll save $40 million over the next two years. I urge you to make Montana debt-free in '23 and save Montanans $40 million. Get the bill to my desk. These are real efficiencies, real improvements, real savings, all to better serve the people of Montana.

As we lead Montana's comeback, we're creating an environment where businesses can thrive, create more good-paying jobs, and increase opportunities for all Montanans.

And don't just take it from me. Take it from companies like Hyundai that decided to come to Montana and invest in our people, creating 50 Montana jobs. Or NextEra Energy, supporting our all-of-the-above energy approach and creating 300 Montana jobs. Or Tonix Pharmaceuticals, adding to a growing hotspot of cutting-edge employers in the Bitterroot, creating 120 Montana jobs. All told, over the last two years, 15 innovative businesses have come to Montana and are creating more than 900 good-paying Montana jobs.

These companies see Montana's clear value; they see Montanans' unparalleled work ethic and our pro-business, pro-jobs policies. There's no doubt about it, Montana is open for business. We've made Montana more attractive to innovative job creators, and they're investing in our state and our people.

But we have a long way to go. Friends, we're just getting started. We're going to keep making Montana a sanctuary for freedom and free enterprise. Together, we will make Montana an even better place to live, work, raise a family, and achieve the American Dream. Because that's what Montanans sent us here to do, to focus on their priorities.

As I meet with Montanans in every corner of our state, I hear loud and clear: tax relief is a priority. That's why we're cutting taxes again this session. Working with the Legislature, we're moving forward with the largest tax cut in state history.

With inflation taking a bite out of every Montana family budget, from gas to groceries, providing meaningful tax relief is critical. That's why we're going to cut your taxes by over one billion dollars.

All of our tax proposals are rooted in a simple philosophy: hardworking Montanans should keep more of what they earn, because ultimately, it isn't the government's money. It's the money of hardworking Montanans who earn it. That's why we're going to put money back in Montanans' pockets, through immediate rebates and permanent, long-term tax relief.

The fact of the matter is Montanans overpaid their taxes, and we're going to give it back. Our plan delivers Montana's largest income tax cut ever. Our plan provides relief to Montana taxpayers at every income level, because even after our historic tax cuts in 2021, we still have the highest income tax rate in the Rocky Mountain West and one of the highest in the nation.

It's a drag on our economy, a disincentive for job creation, and a burden on Montana families. Other states understand this and are cutting their income tax rates. To stay competitive, we must do the same. We must permanently cut the tax rate most Montanans pay and encourage Montanans to get back into the workforce.

As I travel our state, I see "help wanted" signs on every Main Street. It's why we proudly led the way as the first state in the nation to end federal supplemental unemployment benefits in 2021. And it's why we're expanding the earned income tax credit to help lower-income working Montanans, incentivize work, and build a stronger workforce.

I want to take a minute to thank Senator Becky Beard who introduced legislation to cut income taxes for Montana taxpayers at every income level. And I want to thank Representative Tom Welch for bringing legislation to provide Montana homeowners with meaningful property tax relief.

While the state receives only a small fraction of property taxes, we believe Montanans deserve substantial property tax relief. Like the retired couple in the Flathead who, because they can't afford their rising property taxes, are thinking about selling the home they raised their kids in. We must provide them significant property tax relief so they can stay in their home and community.

We must also make it easier for small business owners, family farmers, and family ranchers to thrive by further reforming the business equipment tax. For too long, owning the equipment needed to operate has come with a heavy, and unnecessary, tax burden. That's why we tripled the business equipment tax exemption in 2021. And it's why we're working with the legislature this year, to raise the business equipment tax exemption to $1 million for every small business in Montana.

Taken together, we'll eliminate this tax burden for more than 5,000 small businesses. I want to thank Representative Josh Kassmier for leading this charge in 2021 and again this year. Working together, we're providing the largest tax cut in state history, creating greater opportunities for Montanans to prosper, thrive, and achieve the American dream.

We must also ensure our kids receive the best education possible. Too often throughout our country, we've seen education bureaucrats fighting to keep parents out of their kid's education. Let's be clear, government should never stand between parents and their kid's education. Let's empower Montana parents to choose what's best for their family and their kids. Let's protect parents' rights. I urge you to send me Majority Leader Sue Vinton's bill that ensures students and parents are put first in education.

Every parent knows each child is unique. Let's ensure each child's education best meets his or her individual needs. Let's support individualized learning, allowing students to progress at their own pace, regardless of their age or class. Let's pass the Individualized Education Act, sponsored by Senator Shannon O'Brien. Let's also support work-based learning, allowing students to get on-the-job experience and apply that experience to their high school graduation requirements.

Friends, we can't continue doing the same thing over and over again and expect different results. We need to bring more innovation to education. We need fresh, new thinking and bold leaders to deliver the best education possible for our kids.

Ron Slinger, the president of Miles Community College, is doing that, and he's with us tonight. Miles Community College is equipping Montanans with the skills they need to thrive in good-paying, in-demand careers – from truck drivers to meat cutters to certified nursing assistants. The college has also developed partnerships with the private sector, including Stockman Bank and Sidney Health Center, to create business-specific micro-credentials. Miles Community College is breaking the traditional mold. They're transforming how education is delivered. They're thinking outside the box, not confining themselves, or their students, to the limits of the college's brick and mortar. And under Ron's leadership, they're delivering results. Because of their innovation, Miles Community College's full-time enrollment has grown at three times the rate of the entire Montana University System just in the last year.

Ron, will you please stand up? Ron, thank you for your innovative work on behalf of Montana students.

My challenge tonight to education leaders at every college, every university, and every school district in the state? Follow Ron's lead, be innovative, be transformative, develop partnerships with the private sector, don't be constrained by brick and mortar, and improve education opportunities for all our students.

We can also transform how we deliver traditional K-12 education. Imagine a student who lives in rural Montana. She excels at math, but her school doesn't offer advanced calculus or other STEM courses. Wouldn't she benefit from taking calculus online?

Geographic boundaries are no longer a constraint. We must modernize our way of thinking about education beyond traditional geographic barriers. We can do that through Representative Llew Jones' bill to transform the Montana Digital Academy. I ask you to pass this bill and get it to my desk. Let's double the cap on the Big Sky Scholarship to expand parental choice in K-12 education.

Let's do all this, and let's also take better care of those who help our kids reach their full potential – Montana teachers. Teaching is a calling; I know, my mom was a math teacher, and now my daughter is as well.

For too long, teachers who answer the call and start their careers here haven't earned enough. That's why we enacted the TEACH Act in 2021, to provide incentives for school districts to increase starting teacher pay, and it's working. In its first year, the TEACH Act has helped nearly 500 new teachers begin their career in Montana.

Kylee Urie is one of those young teachers, and she's with us tonight. Kylee is in her second year at Harlem High School, where she teaches agriculture and coaches cheerleading. She told me she found her life's calling in teaching. Her husband, Nathan, teaches agriculture and coaches wrestling at Turner Public School. They knew they wanted to start their careers teaching ag in rural Montana, but it didn't add up financially, with the state's low starting teacher pay. Thankfully the TEACH Act made a big difference. Kylee told me the boost from the TEACH Act was her deciding factor in moving to Harlem to teach. Thanks to the TEACH Act, we have Kylee and Nathan, two new young teachers educating our students. They're making our future a little brighter each day. Kylee and Nathan, thank you for your dedication to our kids and Montana's future.

Friends, a four-year college degree is not the best option for everyone. Many new good-paying jobs require specialized skills – skills developed through apprenticeship. When we took office two years ago, government regulations blocked access to apprenticeships. So, we modernized our apprenticeship system – quadrupling the number of apprenticeship opportunities in Montana, and we're seeing the results. In 2022, Montana added more than 1,000 apprenticeships and more new employer sponsors to our Registered Apprenticeship Program. We have more apprentices now than ever before.

Williams Plumbing in Bozeman is one of our employer sponsors. Quin Williams, the company president, and Cooper Austin, an employee of Williams Plumbing, are with us tonight. Quin told me that, before our reform, the company had only 35 available apprentice positions. With the help of our reform, Williams Plumbing created 200 apprentice positions for hardworking Montanans; for folks like Cooper, who earned his apprenticeship as a direct result of our regulatory change.

After Cooper graduated high school, he tried college and realized it wasn't the right path for him. He enlisted in the Marine Corps, was stationed in California and Missouri, and remains active in the Reserves unit in Billings. Cooper, thank you for your service to our state and nation.

Cooper was looking for a good-paying career, and a close family friend suggested he find one in the trades, and that's how he ended up at Williams Plumbing. Cooper tells me that he's learned a lot as an apprentice and loves the work. Cooper and Quin, thank you for making Montana a better place.

Now more than ever, Montana needs plumbers and carpenters – electricians and welders – masons and machinists. Now more than ever, Montana needs a highly skilled workforce – which is why we created the Montana Trades Education Credit in 2021.As we anticipated, Montana employers are taking advantage of the credit to upskill our workforce. And this year, our budget nearly doubles the Montana Trades Education Credit – boosting this successful program that builds the skills of hardworking Montanans.

As much as we need to open opportunities for trades education, we also need to grow our health care workforce. Let's tear down barriers for health care professionals to practice in Montana. Send Representative Amy Regier's bill to join the APRN Compact to my desk – as well as Representative Bill Mercer's that improves professional and occupational licensing. Taken together, these measures will build a more robust provider network in Montana and ultimately increase Montanans' access to health care.

In 2021, we brought greater competition to the marketplace and more choice to consumers by authorizing direct patient care agreements. With unanimous, bipartisan support, we expanded telehealth, increasing access to high-quality care throughout all corners of our state. Let's build on that progress this session.

If we want nurses, law enforcement officers, and teachers to live in the communities they serve – we must also address the shortage of affordable, attainable housing throughout our state. Home ownership is foundational to the American dream, but home ownership has become harder to achieve in the last decade. Hardworking Montanans should be able to live in the communities where they work, and grandparents should be able to live closer to their kids and grandkids.

Last year, I brought together a diverse, bipartisan Housing Task Force. I want to thank Senator Greg Hertz, Senator Ellie Boldman, Representative Sue Vinton, former Representative Danny Tenenbaum, agency directors, and stakeholders for their leadership. I made their mission clear: help make owning or renting a home an affordable reality again for more Montanans. They delivered many strategies to increase the supply of affordable, attainable housing.

As an example, we adopted one of the task force's strategies in our budget, the HOMES Program, or Home Ownership Means Economic Security. The HOMES Program invests $200 million to expand water and sewer infrastructure, and ultimately expand housing capacity throughout our state. I want to thank Representative Mike Hopkins and Senator Forrest Mandeville for leading this effort. I ask you to pass the HOMES Program. Get it to my desk so we can increase the supply of housing – and get more Montanans into a home of their own.

To increase the supply of affordable, attainable housing, we also need infrastructure in place. It's why, in addition to historic investments in water and sewer, we've proposed an additional $100 million to repair our roads and bridges. And like access to water and sewer systems as well as safer roads and bridges, Montanans' access to broadband is essential in the 21st century. Lack of access to reliable broadband limits Montanans' access to educational opportunities, health care, and career opportunities. That's why we made the largest-ever investment in broadband infrastructure – which will bring reliable broadband to 62,000 Montana homes that don't have it now.

As we create better opportunities for Montanans, we must also protect our way of life. Above all, that means protecting life. Our Declaration of Independence states, we are endowed by our Creator with certain unalienable Rights, that among these are Life, Liberty and the pursuit of Happiness. Without life, there can be no liberty, and no pursuit of happiness. All life is precious and must be protected. Last session, we passed commonsense pro-life bills, some of which are now tied up in the courts, but our commitment to doing what's right for unborn babies will never waver.

As we stand firm for life, we must also ensure all Montana kids, from unborn babies to teenagers, have the opportunity to reach their full God-given potential. Our kids, and Montana's future, depend on strong families, and we must help them prosper. But inflation, rising prices, and increasing child care costs continue to be a heavy burden for working families with young kids. To support them, we're proposing a $1,200 child tax credit for kids under six. $1,200 is meaningful for parents. It'll make a real difference for growing families raising their kids here in Montana. Representative Josh Kassmier is carrying the bill to provide this assistance for Montana families. Let's get it done.

And speaking of child care, let's make it more accessible and affordable. For too long, working families have faced a shortage. This problem was only made worse by the pandemic, here and throughout the country. It's why we've invested over $100 million to help stabilize child care in Montana. It's also why we're eliminating unnecessary barriers to child care, so we can better serve our kids and provide them with the foundation for a better future.

We must also make it easier for Montanans to open their happy, healthy, loving homes to children. Every child deserves a home where they can reach their full potential. To get more children into permanent, loving homes, we're proposing an adoption tax credit of $5,000, and if you adopt a kid in our foster care system, we'll bump that credit to $7,500. We heard inspiring testimonies yesterday from parents who opened their homes and adopted kids. I appreciate Representative Courtenay Sprunger who's leading this effort.

And I'm thankful for groups working each day to get every child into a permanent, loving home. Groups like Child Bridge. Launched by the late Steve Bryan and his wife Mary, Child Bridge advocates for abused and neglected children, and helps foster children find homes filled with love and support. Because of Steve's vision, thousands of Montana children have a bright future with a loving family. What started as a local organization in Bigfork, Child Bridge is now involved in nearly two-thirds of all non-kinship placements throughout Montana. This is the power of the public sector working together with the private sector. Child Bridge's Executive Director Jenna Taylor is here with us tonight. Jenna, on behalf of a grateful state, thank you. And thank you to the entire Child Bridge team. You provide hope to generations of children.

To continue building bridges among Montana's public, nonprofit, and private sectors – under my direction, the Department of Public Health and Human Services launched the Office of Faith and Community Based Services. This office is helping bring people together to build better outcomes for our families and children.

As we know too well, drug addiction and violent crime threaten our families, our communities, and our Montana way of life. I've heard it in almost every community throughout our state, including at the public safety roundtables I held last year.

With chemicals largely from China, Mexican drug cartels mass-produce fentanyl. Then, they bring it into our country, often over our southern border. This fentanyl crisis is a direct consequence of our nation's insecure and porous southern border. So tonight, I have a message for President Biden and members of Congress: secure our southern border now. Stop neglecting it. Secure it. The safety of our communities, our families, and our people depends on it.

Crime and addiction too often go hand-in-hand, with tragic results. Addiction and substance use tear families apart, too often leaving family members grieving for a loved one they've lost. Addressing crime and addiction effectively will take partnerships and investments.

To hold criminals accountable, we propose to invest $200 million to repair and expand capacity at the state prison in Deer Lodge. I want to take a minute to thank Representative Mike Hopkins and Representative John Fitzpatrick for leading this effort. To make our communities safer, I ask you to pass that funding and get it to my desk.

Working with the attorney general, we also propose investing in law enforcement. Our budget funds 16 new highway patrol troopers and criminal investigators. We also propose funding six new prosecutors at the Montana Department of Justice. Taken together, they will combat the scourge of drug trafficking, human trafficking, narcotics, major crimes, and crimes against children.

The brave men and women of law enforcement put their lives on the line each and every day. They deserve our support. I speak for all Montanans when I say: we see you, we appreciate you, and we back the blue.

While we crack down on criminals peddling dangerous drugs, we're also focused on expanding access to treatment and recovery for Montanans struggling with addiction.

The Angel Initiative is one way we're doing that. Launched by our administration, the Angel Initiative allows folks struggling with addiction to visit any participating law enforcement office, ask for help, and get connected to treatment.

I'm proud to have Cascade County Sheriff Jesse Slaughter with us here tonight. Sheriff Slaughter is dedicated to making our communities safer. He was also our first Angel Initiative partner. Thank you, Sheriff Slaughter.

We're proud to have more than 20 sheriffs throughout the state partnering with us on the Angel Initiative. We'll keep adding more, but our work doesn't stop there.

In January 2021, we introduced the HEART Fund. It funds a full continuum of substance abuse prevention and treatment programs for communities. The HEART Fund helps people regain their health, rebuild their lives, and become vibrant, productive members of society. To be clear, it's not bigger government. It's a community grant program to help nonprofits and NGOs do the work on the ground, in their communities. And I'm proud our Budget for Montana Families expands on our historic progress, boosting the HEART Fund by 50 percent.

Our budget also permanently funds eight, proven, effective drug courts throughout our state that are losing federal funding. Instead of turning our backs on those struggling with addiction – we're investing in hope and opportunity as they get clean, sober, and healthy.

We also have an obligation to take care of the most vulnerable among us. After decades of previous administrations applying Band-Aids and kicking the can down the road, we propose a generational investment in our behavioral health care facilities. With it, we'll repair the state hospital in Warm Springs, we'll improve patient services, and we'll better secure the safety of patients and providers. We'll also support expanded community-based behavioral health clinics. Friends, the time for kicking the can down the road is over.

I appreciate the leadership of Representative Bob Keenan, Representative Ed Stafman, Representative Mary Caferro, Senator John Esp, and the interim committee that worked with Director Brereton. I ask you to pass this critical investment for the good of our families, our communities, and the most vulnerable among us. Get this critical investment to my desk.

We also continue to face the heartbreaking crisis of Missing and Murdered Indigenous Persons. This is an all-hands-on-deck moment. I want to recognize Representative Sharon Stewart Peregoy for giving a voice to the voiceless, for continuing to carry the torch that lights our way. Tonight, I ask all of you to send her bill to protect our Native neighbors to my desk.

Part of our Montana way of life is defined by our rich outdoor heritage and vast public lands. We must protect them for the generations who will follow us.

Active management will protect our forests. When a forest is managed properly, we have less severe wildfires, more recreational opportunities, more wildlife habitat, and more jobs. In 2021, we set an ambitious forestry target to match the urgency of the forest health crisis we face. Thanks to the leadership of Director Amanda Kaster and the hard work of the Department of Natural Resources and Conservation, we more than doubled the number of forested acres treated. Our budget proposes $10 million per year to expand the scope of active forest management, so we have fewer wildfires in the first place. For the wellbeing of our people, their homes, their property, and their livelihoods, I urge you to pass our active forest management proposal.

And as we better manage our lands, we're also increasing access to them. Take our work in the Big Snowies, for example. The state purchased nearly 5,700 acres in the area, providing access to over 100,000 total acres of state and federal lands. This conservation victory created the Big Snowy Mountains Wildlife Management Area. Not only does this land offer exceptional hunting – with excellent habitat and access to the Big Snowies elk herd – but also it will remain open for cattle grazing.

Our state has a vested interest in seeing land conserved for wildlife, while also keeping ranchers on the landscape. Production ag and conservation are not mutually exclusive. We married those two interests in this agreement, and achieved a win-win for Montana, offering a great example of what we can accomplish together. It's a testament to the fact that we're best when we're working together. Let's keep that in mind as we move through this legislative session and the years ahead. Let's remember that there's much, much more that brings us together than separates us. Let's continue finding common ground and delivering results for the people of Montana; that's what they sent us here to do.

Ultimately, we all want the same thing: to open the doors of greater opportunity so more Montanans can thrive, prosper, and achieve the American dream. Let's work every day to make that a reality, because every day, Montanans work hard to realize the American dream, to earn a decent living, to own a home, to raise a family, to contribute to their communities, to retire comfortably, to leave their kids and grandkids a better life than they've had.

While the American Dream might be fleeting in some states, it's alive and well here in Montana, because we embrace the freedoms that are foundational to who we are as Americans. We support all those who want a better life and are willing to work for it. We stand with the parents doing everything they can to give their kids a better life. We celebrate our shared values of hard work, commitment to family, freedom, and love of country. We embrace the fundamental idea that the American Dream is a sacred one, and together, we'll always defend it.

Friends, our best days are ahead of us, and the better, brighter future we're building together, one we'll leave to our kids and grandkids, that inspires me every day.

Thank you. God bless you. God bless America. And God bless the great state of Montana.

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SENATE JOURNAL
68TH LEGISLATURE
NINETEENTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
January 26, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. Forty-nine members present. Senator Kelker, excused. Quorum Present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 32**, **SB 38**, **SB 53**, **SB 113**, **SB 119**, **SB 121**, **SB 124**, **SB 134**, **SB 135**, **SB 148**, **SB 154**, **SB 166**, **SB 167**, **SB 179**, **SB 210**, **SB 211**, **SB 212**, **SB 213**, **SB 214**, **SB 215**, **SB 216**, **SB 217**, **SJ 2**, **HB 30**, **HB 43**, **HB 59**, **HB 70**, **HB 71**, **HB 98**, **HB 99**, **HB 120**, **HB 123**, **HB 133**, **HB 138**, **HB 139**, **HB 145**, **HB 157**, **HB 160**, **HB 162**, **HB 166**.
Correctly engrossed: **SB 94**, **SB 105**, **HB 18**.
Transmitted to the House: **SB 16**, **SB 24**, **SB 37**, **SB 96**, **SB 128**, **SB 143**, **SB 158**, **SB 159**, **SB 173**.

REPORTS OF STANDING COMMITTEES

EDUCATION AND CULTURAL RESOURCES (Salomon, Chair) 01/25/2023
HB 22, be concurred in.

FISH AND GAME (Hinebauch, Chair) 01/25/2023
HB 86, be amended with HB0086.001.003 and, as amended, be concurred in.

LOCAL GOVERNMENT (Friedel, Chair) 01/25/2023
SB 170, introduced bill, be amended with SB0170.001.001 and, as amended, do pass.
SB 195, introduced bill, be amended with SB0195.001.001 and, as amended, do pass.

NATURAL RESOURCES (Welborn, Chair) 01/25/2023
SB 138, do pass.
HB 54, be concurred in.

PUBLIC HEALTH, WELFARE AND SAFETY (McGillvray, Chair) 01/25/2023
SB 163, introduced bill, be amended with SB0163.001.001 and, as amended, do pass.
SB 181, do pass.

STATE ADMINISTRATION (Cuffe, Chair) 01/25/2023
SB 31, do pass.
SB 60, do pass.
SB 61, introduced bill, be amended with SB0061.001.001 and, as amended, do pass.
SB 66, do pass.

TAXATION (Hertz, Chair) 01/25/2023
SB 123, introduced bill, be amended with SB0123.001.001 and, as amended, do pass.

HB 24, be concurred in.
HB 58, be concurred in.
HB 121, be concurred in.
HB 124, be concurred in.

Without objection, committee reports were adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 01/25/2023

HB 47, introduced by J. Dooling
HB 60, introduced by D. Loge
HB 62, introduced by B. Mercer
HB 96, introduced by E. Buttrey
HB 117, introduced by M. Bertoglio
HB 125, introduced by F. Anderson
HB 131, introduced by C. Hinkle
HB 140, introduced by L. Jones
HB 141, introduced by L. Jones
HB 172, introduced by D. Bedey
HB 176, introduced by S. Galloway

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 218, introduced by G. Hertz, referred to Judiciary.
SB 219, introduced by W. Curdy, referred to Natural Resources.
SB 220, introduced by C. Glimm, referred to Local Government.
SB 221, introduced by B. Usher, E. Buttrey, D. Salomon, S. Fitzpatrick, K. Regier, E. Butcher, D. Lenz, R. Lynch, B. Brown, T. Manzella, W. McKamey, S. Webber, S. Hinebauch, S. Gunderson, D. Loge, R. Fitzgerald, F. Anderson, D. Bartel, S. Vinton, B. Beard, E. Boldman, J. Small, J. Gross, R. Tempel, J. Fuller, R. Knudsen, K. Bogner, P. Flowers, J. Carlson, P. Fielder, S. Kerns, S. Gist, J. Schillinger, E. Stafman, J. Gillette, M. Thane, C. Friedel, T. Brockman, D. Emrich, T. Vermeire, T. Falk, J. Bergstrom, L. Hellegaard, J. Fitzpatrick, Z. Wirth, N. Hastings, referred to Highways and Transportation.

The following Senate resolution was introduced, read first time, and referred to committee:

SR 48, introduced by T. McGillvray, referred to Public Health, Welfare and Safety.

The following Senate bills were introduced and read first time:

SB 222, introduced by J. Trebas, K. Bogner, B. Mitchell.
SB 223, introduced by S. Fitzpatrick.
SB 224, introduced by G. Hertz.

The following Senate resolution was introduced and read first time:

SJ 9, introduced by B. Gillespie, J. Ellis.

The following House bills were introduced, read first time, and referred to committee:

HB 47, introduced by J. Dooling (by request of the Department of Administration), referred to Energy and Telecommunication.
HB 60, introduced by D. Loge (by request of the Transportation Interim Committee), referred to Business, Labor and Economic Affairs.
HB 62, introduced by B. Mercer (by request of the State Auditor), referred to Business, Labor and Economic Affairs.
HB 96, introduced by E. Buttrey (by request of the Department of Revenue), referred to Business, Labor and Economic Affairs.
HB 117, introduced by M. Bertoglio (by request of the Teachers' Retirement Board), referred to Education and Cultural Resources.
HB 125, introduced by F. Anderson (by request of the Department of Commerce), referred to Judiciary.
HB 131, introduced by C. Hinkle (by request of the Department of Fish, Wildlife and Parks), referred to Fish and Game.
HB 140, introduced by L. Jones (by request of the Legislative Finance Committee), referred to Legislative Administration.
HB 141, introduced by L. Jones (by request of the Department of Natural Resources and Conservation), referred to Natural Resources.
HB 172, introduced by D. Bedey, referred to State Administration.
HB 176, introduced by S. Galloway, referred to Judiciary.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Mandeville in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 8 - Senator O'Brien moved **SB 8** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 30 - Senator McKamey moved **SB 30** do pass. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 41

Nays: Bartel, Brown, Cuffe, Glimm, Hinebauch, Manzella, Noland, Usher.
Total 8

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 39 - Senator Bartel moved **SB 39** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 36

Nays: Boldman, Dunwell, Ellis, Flowers, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 13

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 84 - Senator Brown moved **SB 84** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Hayman, McKamey, Mr. President.
Total 3

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 85 - Senator Lang moved **SB 85** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 38

Nays: Curdy, Dunwell, Ellis, Gross, Hayman, Lynch, McClafferty, Morigeau, Olsen, Pope, Webber.
Total 11

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 112 - Senator McGillvray moved **SB 112** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 32

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 115 - Senator Lenz moved **SB 115** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Gross, Hayman.
Total 2

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 142 - Senator Regier moved **SB 142** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 144 - Senator Tempel moved **SB 144** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Hayman, Manzella.
Total 2

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 151 - Senator Lenz moved **SB 151** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 31

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, Mr. President, O'Brien, Olsen, Pope, Webber, Welborn.
Total 18

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 162 - Senator Lenz moved **SB 162** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SJ 1 - Majority Leader Fitzpatrick moved do concur in **House Amendments to SJ 1**. Motion carried as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Hertz, Lang, Lenz, Lynch, Manzella, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Welborn.
Total 34

Nays: Bogner, Emrich, Esp, Friedel, Fuller, Glimm, Hinebauch, Mandeville, McGillvray, Mr. President, Noland, Regier K, Usher, Vance, Zolnikov.
Total 15

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SJ 7 - Senator O'Brien moved **SJ 7** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: McGillvray.
Total 1

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Mandeville moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 48

Nays: Zolnikov.
Total 1

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 3 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 32 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Emrich, Hinebauch.
Total 2

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 38 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey,

Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Boldman, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 53 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Emrich.
Total 1

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 113 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 119 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 134 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 154 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Small, Trebas, Usher, Vance, Zolnikov.
Total 28

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Salomon, Tempel, Vermeire, Webber, Welborn.
Total 21

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 166 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Hertz.
Total 1

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved that **SB 216** be taken from the Judiciary Committee and re-referred to the Business, Labor and Economic Affairs Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved that **HB 185** be taken from the Natural Resources Committee and re-referred to the Finance and Claims Committee. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 01/27/2023, the 20th legislative day. Motion carried.

Senate adjourned at 2:44 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
TWENTIETH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
January 27, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. Forty-eight members present. Senators Kelker and Usher, excused. Quorum Present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 8**, **SB 30**, **SB 31**, **SB 39**, **SB 60**, **SB 66**, **SB 84**, **SB 85**, **SB 112**, **SB 115**, **SB 138**, **SB 142**, **SB 144**, **SB 151**, **SB 162**, **SB 181**, **SB 218**, **SB 219**, **SB 220**, **SB 221**, **SB 222**, **SB 223**, **SB 224**, **SJ 7**, **SJ 9**, **SR 48**, **HB 22**, **HB 24**, **SB 54**, **HB 58**, **HB 121**, **HB 124**.
Correctly engrossed: **SB 61**, **SB 123**, **SB 163**, **SB 170**, **SB 195**, **HB 86**.
Transmitted to the House: **SB 3**, **SB 32**, **SB 38**, **SB 53**, **SB 113**, **SB 119**, **SB 134**, **SB 154**, **SB 166**.

REPORTS OF STANDING COMMITTEES

AGRICULTURE, LIVESTOCK AND IRRIGATION (Lang, Chair) 01/26/2023
SR 28, be adopted.

FINANCE AND CLAIMS (Esp, Chair) 01/26/2023
SB 54, do pass.
SB 70, introduced bill, be amended with SB0070.001.001 and, as amended, do pass.
SB 89, do pass.
SB 108, do pass.

HIGHWAYS AND TRANSPORTATION (Manzella, Chair) 01/26/2023
SB 57, introduced bill, be amended with SB0057.001.001 and, as amended, do pass.

JUDICIARY (Regier, Chair) 1/25/2023
SB 47, introduced bill, be amended with SB0047.001.002 and, as amended, do pass.
SB 184, do pass.

JUDICIARY (Regier, Chair) 01/26/2023
SB 160, introduced bill, be amended with SB0160.001.001 and, as amended, do pass.
SB 171, introduced bill, be amended with SB0171.001.001 and, as amended, do pass.
SB 183, do pass.
SB 191, introduced bill, be amended with SB0191.001.005 and, as amended, do pass.
SR 6, be adopted.
SR 9, be adopted.
HB 83, be concurred in.
HB 111, be concurred in.
HB 149, be concurred in.

Without objection, the committee reports were adopted.

Senator Usher present at this time.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 01/26/2023

HB 38, introduced by G. Oblander
HB 42, introduced by J. Hinkle
HB 100, introduced by R. Fitzgerald
HB 104, introduced by B. Beard
HB 107, introduced by B. Barker
HB 112, introduced by J. Etchart
HB 150, introduced by K. Abbott
HB 161, introduced by F. Nave

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 225, introduced by C. Glimm, referred to Local Government.
SB 226, introduced by F. Mandeville, C. Glimm, C. Friedel, J. Fitzpatrick, referred to Local Government.
SB 227, introduced by F. Mandeville, C. Glimm, C. Friedel, J. Fitzpatrick, referred to Local Government.
SB 228, introduced by J. Small, E. Buttrey, B. Brown, J. Kassmier, referred to Energy and Telecommunications.
SB 229, introduced by B. Usher, referred to Judiciary.
SB 230, introduced by J. Fuller, T. McGillvray, K. Regier, B. Keenan, B. Molnar, D. Zolnikov, D. Lenz, B. Brown, F. Mandeville, M. Noland, S. Hinebauch, J. Trebas, D. Bartel, B. Beard, D. Emrich, referred to Judiciary.

The following Senate resolution was introduced, read first time, and referred to committee:

SR 49, introduced by M. Cuffe, referred to State Administration.

The following Senate bills, previously introduced, were referred to committee:

SB 222, introduced by J. Trebas, K. Bogner, B. Mitchell, referred to State Administration.
SB 223, introduced by S. Fitzpatrick, referred to Business, Labor, and Economic Affairs.
SB 224, introduced by G. Hertz, referred to Judiciary.

The following Senate joint resolution, previously introduced, was referred to committee:

SJ 9, introduced by B. Gillespie, J. Ellis, referred to Agriculture, Livestock and Irrigation.

The following House bills were introduced, read first time, and referred to committee:

HB 38, introduced by G. Oblander (by request of the Criminal Justice Oversight Council), referred to Judiciary.
HB 42, introduced by J. Hinkle (by request of the Department of Fish, Wildlife, and Parks), referred to Fish and Game.
HB 100, introduced by R. Fitzgerald (by request of the Department of Livestock), referred to Agriculture, Livestock and Irrigation.
HB 104, introduced by B. Beard, B. Ler (by request of the Department of Livestock), referred to Agriculture, Livestock and Irrigation.
HB 107, introduced by B. Barker (by request of the Department of Military Affairs), referred to State Administration.
HB 112, introduced by J. Etchart (by request of the Department of Justice), referred to Judiciary.
HB 150, introduced by K. Abbott (by request of the Legislative Council), referred to Legislative Administration.
HB 161, introduced by F. Nave (by request of the Department of Justice), referred to Judiciary.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Friedel in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 59 - Majority Leader Fitzpatrick moved **SB 59** do pass.

SB 59 - Majority Leader Fitzpatrick moved **SB 59**, second reading copy, be amended with SB0059.002.001.

Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 59, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 94 - Senator Usher moved **SB 94** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn.
Total 40

Nays: Bogner, Emrich, Friedel, Glimm, Mandeville, Molnar, Salomon, Trebas, Zolnikov.
Total 9

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 105 - Majority Leader Fitzpatrick moved **SB 105** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella,

McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 39

Nays: Boldman, Dunwell, Ellis, Fox, Gross, Lynch, O'Brien, Olsen, Pope, Webber.
Total 10

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 129 - Senator Tempel moved **SB 129** do pass. Motion carried as follows:

Yeas: Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Lang, Lynch, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn.
Total 29

Nays: Bartel, Bogner, Brown, Emrich, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, Molnar, Noland, Regier K, Trebas, Usher, Vance, Zolnikov.
Total 20

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 135 - Majority Leader Fitzpatrick moved **SB 135** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 148 - Senator Lenz moved **SB 148** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Emrich, Friedel, Lynch.
Total 3

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 167 - Majority Leader Fitzpatrick moved **SB 167** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Mandeville, McClafferty, McGillvray, McKamey, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 43

Nays: Glimm, Lynch, Manzella, Molnar, Morigeau, Usher.
Total 6

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 179 - Senator Small moved **SB 179** do pass. Motion carried as follows:

Yeas: Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 41

Nays: Bartel, Beard, Esp, Hertz, Lang, Lenz, Mandeville, Olsen.
Total 8

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Friedel moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 21 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 8 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 30 passed as follows:

Yeas: Beard, Bogner, Boldman, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Lynch, Mandeville, McClafferty, McGillvray, McKamey,

Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 34

Nays: Bartel, Brown, Cuffe, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, Mr. President, Noland, Regier K, Tempel, Usher.
Total 15

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 39 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Boldman, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 84 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: McKamey.
Total 1

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 85 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 37

Nays: Curdy, Dunwell, Ellis, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, Olsen, Pope, Webber.
Total 12

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 112 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, Lynch, McClafferty, McKamey, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 115 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Gross, Hayman.
Total 2

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 142 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 144 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Esp, Manzella.
Total 2

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 151 passed as follows:

Yeas: Bartel, Beard, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 31

Nays: Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 18

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 162 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SJ 1 passed as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Welborn.
Total 37

Nays: Bogner, Emrich, Esp, Glimm, Hinebauch, Manzella, Mr. President, Olsen, Regier K, Usher, Webber, Zolnikov.
Total 12

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SJ 7 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 94**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **SB 148**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Senator Small thanked the Pages for their work the past week.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 01/30/2023, the 21st legislative day. Motion carried.

Senate adjourned at 2:04 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
TWENTY-FIRST LEGISLATIVE DAY

Helena, Montana — Senate Chambers
January 30, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. Forty-seven members present. Senators Boldman, Hayman and Kelker, excused. Quorum Present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 54**, **SB 89**, **SB 94**, **SB 105**, **SB 108**, **SB 129**, **SB 135**, **SB 148**, **SB 167**, **SB 179**, **SB 183**, **SB 184**, **SB 225**, **SB 226**, **SB 227**, **SB 228**, **SB 229**, **SB 230**, **SR 6**, **SR 9**, **SR 28**, **SR 49**, **HB 83**, **HB 111**, **HB 149**.
Correctly engrossed: **SB 47**, **SB 57**, **SB 59**, **SB 70**, **SB 160**, **SB 171**, **SB 191**.
Transmitted to the House: **SB 8**, **SB 21**, **SB 30**, **SB 39**, **SB 84**, **SB 85**, **SB 112**, **SB 115**, **SB 142**, **SB 144**, **SB 151**, **SB 162**, **SJ 7**.

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR AND ECONOMIC AFFAIRS (Small, Chair) 01/27/2023
SB 168, do pass.
SB 177, do pass.
SR 34, be adopted.
SR 36, be adopted.
SR 37, be adopted.
SR 39, be adopted.
SR 41, be adopted.
SR 42, be adopted.
HB 31, be concurred in.
HB 41, be concurred in.
HB 48, be concurred in.
HB 69, be concurred in.
HB 142, be concurred in.

JUDICIARY (Regier, Chair) 01/12/2023
SB 136, do pass.

NATURAL RESOURCES (Welborn, Chair) 02/27/2023
SB 207, introduced bill, be amended with SB0207.001.001 and, as amended, do pass.

STATE ADMINISTRATION (Cuffe, Chair) 01/27/2023
SB 49, do pass.
SB 86, do pass.
SB 51, introduced bill, be amended with SB0051.001.004 and, as amended, do pass.
SB 73, introduced bill, be amended with SB0073.001.001 and, as amended, do pass.

SB 77, introduced bill, be amended with SB0077.001.001 and, as amended, do pass.

MESSAGES FROM THE GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Alternative Health Care
MCA § 2-15-1730

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Sheehan Ednie-Rosen,** 322 B Street S, Victor, MT 59875, is reappointed to serve a term starting November 1, 2022, and through September 1, 2026. Sheehan Ednie-Rosen fulfills the qualifications of being a midwife. I support the confirmation of Ms. Ednie-Rosen.
- **Ashley Hinton-Sharp,** 1715 S 7th St W, Missoula MT 59801, is appointed to serve a term 12/15/2021, and through 8/31/2025. Ashley Hinton-Sharp fulfills the qualifications of being Midwife. I support the confirmation of Ms. Hinton-Sharp.
- **Nicholas Beckstrom,** 2935 Arabian Rd, Helena, MT 59602, is appointed to serve a term starting October 12, 2022 and through September 1, 2026. Mr. Beckstrom fulfills the qualification of being a public member. I support the confirmation of Mr. Beckstrom.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Medical Examiners
MCA § 2-15-1731

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Ana Diaz,** 837 Park Lane, Billings MT 59102, is reappointed to serve a term starting February 1, 2022, and through September 1, 2025. Ana Diaz fulfills the qualifications of being Member of the general public who is not a medical practitioner.
- **Christine Emerson,** PO Box 1326, Helena MT 59624, is reappointed to serve a term starting February 1, 2022, and through September 1, 2025. Christine Emerson fulfills the qualifications of being Licensed Nutritionist.
- **James Guyer,** 123 South 27th St, Billings MT 59101, is reappointed to serve a term starting February 1, 2022, and through September 1, 2025. James Guyer fulfills the qualifications of being Doctor of Medicine (MD).
- **Gina Painter**, PO Box 200513, Helena, MT 59404, was appointed to serve a term starting January 1, 2023, and through September 1, 2026. Gina Painter fulfills the qualifications as a Podiatrist Doctor of Medicine. I support the confirmation of Ms. Painter.
- **Tony Pfaff,** 791 Eastside Rd, Deer Lodge MT 59722, is appointed to serve a term starting February 1, 2022, and through September 1, 2025. Tony Pfaff fulfills the qualifications of being Member of the general public who is not a medical practitioner. Mr. Pfaff replaces C.E. Abramson whose term expired September 1, 2021.
- **Carley Robertson**, P.O. Box 2113, Havre, MT 59501-2113, is appointed to serve a term starting January 1, 2023, and through September 1, 2026. Carley Robertson fulfills the qualifications as a Doctor of Medicine. I support the confirmation of Ms. Robertson.
- **Adam Smith**, 33737 Meadow Rd, Polson, MT 59860, was appointed to serve a term starting January 1, 2023, and through September 1, 2026. Adam Smith fulfills the qualifications as an Osteopath Doctor of Medicine. I support the confirmation of Dr. Smith**.**
- **Connie Wethern,** 204 13th St S., Glasgow MT 59230, is appointed to serve a term starting February 1, 2022, and through September 1, 2025. Connie Wethern fulfills the qualifications of being volunteer emergency medical technician. Ms. Wethern replaces Brian Reed whose term expired September 1, 2021.
- **Brooke Yates,** 1257 Highway 78, Red Lodge MT 59068, is appointed to serve a term starting February 1, 2022, and through September 1, 2025. Brooke Yates fulfills the qualifications of being Licensed physicians assistant. Ms. Yates replaces Tammy Scott whose term expired September 1, 2021.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 01/27/2023

HB 19, introduced by T. Running Wolf
HB 49, introduced by T. Brockman
HB 79, introduced by A. Regier
HB 95, introduced by E. Buttrey
HB 144, introduced by P. Green
HB 164, introduced by D. Harvey
HB 179, introduced by N. Duram
HB 184, introduced by J. Carlson
HB 198, introduced by J. Dooling
HB 199, introduced by T. Brockman
HB 200, introduced by S. Essmann

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 231, introduced by D. Lenz, referred to Judiciary.
SB 232, introduced by J. Ellis, J. Welborn, D. Zolnikov, D. Lenz, B. Beard, B. Ler, S. O'Brien, J. Fitzpatrick, referred to State Administration.
SB 233, introduced by S. Morigeau, F. Smith, E. McClafferty, J. Windy Boy, S. Stewart Peregoy, R. Lynch, A. Olsen, W. Curdy, M. Dunwell, J. Ellis, D. Hayman, C. Pope, S. Webber, J. Hamilton, E. Boldman, J. Small, J. Gross, M. Weatherwax, T. Running Wolf, P. Flowers, M. Fox, D. Hawk, T. France, S. O'Brien, referred to Legislative Administration.
SB 236, introduced by G. Hertz, referred to Business, Labor, and Economic Affairs.

The following Senate bills were introduced and read first time:

SB 234, introduced by B. Usher.
SB 235, introduced by D. Emrich, T. McGillvray, S. Hinebauch.

The following House bills were introduced, read first time, and referred to committee:

HB 19, introduced by T. Running Wolf (by request of the State-Tribal Relations Committee), referred to Energy and Telecommunications.
HB 49, introduced by T. Brockman (by request of the Department of Revenue), referred to Business, Labor, and Economic Affairs.
HB 79, introduced by A. Regier (by request of the Department of Justice), referred to Education and Cultural Resources.
HB 95, introduced by E. Buttrey (by request of the Department of Revenue), referred to Business, Labor, and Economic Affairs.
HB 144, introduced by P. Green (by request of the Department of Revenue), referred to Business, Labor, and Economic Affairs.
HB 164, introduced by D. Harvey, B. Carter (by request of the Department of Revenue), referred to Business, Labor, and Economic Affairs.
HB 179, introduced by N. Duram, M. Cuffe, D. Fern, B. Beard, S. Kerns, M. Malone, G. Oblander, G. Nikolakakos, D. Baum, J. Etchart, B. Barker, W. Rusk, L. Hellegaard, referred to Highways and Transportation.
HB 184, introduced by J. Carlson, C. Hinkle, D. Hawk, referred to Highways and Transportation.
HB 198, introduced by J. Dooling, N. Duram, B. Mitchell, M. Bertoglio, G. Frazer, referred to Local Government.
HB 199, introduced by T. Brockman, referred to State Administration.
HB 200, introduced by S. Essmann, D. Lenz, D. Bedey, F. Nave, B. Mitchell, L. Reksten, P. Fielder, S. Kerns, K. Seekins-Crowe, G. Nikolakakos, J. Etchart, referred to Public Health, Welfare and Safety.

Senator Boldman present at this time.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Lynch in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 31 - Senator McKamey moved **SB 31** do pass. Motion **failed** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gross, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Vermeire, Webber, Welborn.
Total 21

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Tempel, Trebas, Usher, Vance, Zolnikov.
Total 27

Voted absentee: None.
Total 0

Excused: Hayman, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 31 - Majority Leader Fitzpatrick moved **SB 31** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 13

Voted absentee: None.
Total 0

Excused: Hayman, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 60 - Senator Tempel moved **SB 60** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Emrich.
Total 1

Voted absentee: None.
Total 0

Excused: Hayman, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 61 - Senator Ellis moved **SB 61** do pass. Motion carried as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gross, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 28

Nays: Bartel, Beard, Bogner, Brown, Emrich, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Noland, Regier K, Usher.
Total 20

Voted absentee: None.
Total 0

Excused: Hayman, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 66 - Senator Fox moved **SB 66** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Hayman, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 123 - Senator Hertz moved **SB 123** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Hayman, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 133 - Senator McGillvray moved **SB 133** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 47

Nays: Zolnikov.
Total 1

Voted absentee: None.
Total 0

Excused: Hayman, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 138 - Majority Leader Fitzpatrick moved **SB 138** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 47

Nays: Zolnikov.
Total 1

Voted absentee: None.
Total 0

Excused: Hayman, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 163 - Senator Lenz moved **SB 163** do pass. Motion carried as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Welborn.
Total 42

Nays: Beard, Boldman, Olsen, Vance, Webber, Zolnikov.
Total 6

Voted absentee: None.
Total 0

Excused: Hayman, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 170 - Senator Mandeville moved **SB 170** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 47

Nays: Welborn.
Total 1

Voted absentee: None.
Total 0

Excused: Hayman, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 181 - Senator Lenz moved **SB 181** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Olsen, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 42

Nays: Gross, Lynch, Morigeau, O'Brien, Pope, Webber.
Total 6

Voted absentee: None.
Total 0

Excused: Hayman, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 195 - Senator Trebas moved **SB 195** do pass.

SB 195 - Senator Mandeville moved **SB 195**, second reading copy, be amended with SB0195.002.001.

Amendment **adopted** as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Usher, Vance, Vermeire, Webber, Welborn.
Total 31

Nays: Bogner, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, McGillvray, Mr. President, Tempel, Trebas, Zolnikov.
Total 17

Voted absentee: None.
Total 0

Excused: Hayman, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 195, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Dunwell, Emrich, Esp, Fitzpatrick, Friedel, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Small, Tempel, Trebas, Vance, Vermeire, Welborn, Zolnikov.
Total 32

Nays: Boldman, Cuffe, Curdy, Ellis, Flowers, Fox, Fuller, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Salomon, Usher, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: Hayman, Kelker.
Total 2

Absent or not voting: None.
Total 0

Senator Trebas disclosed he has a financial interest in property that might be affected by **SB 195**.

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Lynch moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 46

Nays: Morigeau, Zolnikov.
Total 2

Voted absentee: None.
Total 0

Excused: Hayman, Kelker.
Total 2

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 58 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 45

Nays: McKamey, Tempel, Zolnikov.
Total 3

Voted absentee: None.
Total 0

Excused: Hayman, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 105 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 39

Nays: Boldman, Dunwell, Ellis, Gross, Lynch, O'Brien, Olsen, Pope, Webber.
Total 9

Voted absentee: None.
Total 0

Excused: Hayman, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 105 vote totals reflect a vote change from No to Yes made by Senator Molnar under Motions the following legislative day.

SB 129 passed as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Lang, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn.
Total 25

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Glimm, Hertz, Hinebauch, Lenz, Lynch, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Zolnikov.
Total 23

Voted absentee: None.
Total 0

Excused: Hayman, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 135 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Gross, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 13

Voted absentee: None.
Total 0

Excused: Hayman, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 167 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Mr. President, Noland, O'Brien, Olsen,

Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Glimm, Molnar, Morigeau, Usher.
Total 4

Voted absentee: None.
Total 0

Excused: Hayman, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 179 passed as follows:

Yeas: Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hinebauch, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Webber, Zolnikov.
Total 40

Nays: Bartel, Beard, Esp, Hertz, Lenz, Noland, Vance, Welborn.
Total 8

Voted absentee: None.
Total 0

Excused: Hayman, Kelker.
Total 2

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 60**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **SB 163**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Senator Small introduced the Pages for the coming week:

Mikiah Cook from Plains, Montana, sponsored by Senator Brown
Stella Duran from East Helena, Montana, sponsored by Senator Dunwell
Lina Sturman from St. Ignatius, Montana, sponsored by Senator Salomon

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 01/31/2023, the 22nd legislative day. Motion carried.

Senate adjourned at 2:35 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
TWENTY-SECOND LEGISLATIVE DAY

Helena, Montana — Senate Chambers
January 31, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 49**, **SB 60**, **SB 61**, **SB 66**, **SB 86**, **SB 123**, **SB 133**, **SB 136**, **SB 138**, **SB 163**, **SB 168**, **SB 170**, **SB 177**, **SB 181**, **SB 231**, **SB 232**, **SB 233**, **SB 234**, **SB 235**, **SB 236**, **SR 34**, **SR 36**, **SR 37**, **SR 39**, **SR 41**, **SR 42**, **HB 31**, **HB 41**, **HB 48**, **HB 69**, **HB 142**.
Correctly engrossed: **SB 51**, **SB 73**, **SB 77**, **SB 195**, **SB 207**.
Transmitted to the House: **SB 58**, **SB 105**, **SB 129**, **SB 135**, **SB 167**, **SB 179**.

REPORTS OF STANDING COMMITTEES

EDUCATION AND CULTURAL RESOURCES (Salomon, Chair) 01/30/2023
SJ 6, introduced bill, be amended with SJ0006.001.001 and, as amended, do pass.
HB 21, be amended with HB0021.001.002 and, as amended, be concurred in.

LOCAL GOVERNMENT (Friedel, Chair) 01/30/2023
SB 199, introduced bill, be amended with SB0199.001.001 and, as amended, do pass.

NATURAL RESOURCES (Welborn, Chair) 01/27/2023
SB 55, do pass.

STATE ADMINISTRATION (Cuffe, Chair) 01/30/2023
SB 164, do pass.

Without objection, the committee reports were adopted.

MESSAGES FROM THE GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President — By Hand and Electronic Delivery
Montana State Senate
Helena, MT 59620

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Dentistry
MCA § 2-15-1732

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Robert Beitman,** 1052 Twin Lakes Ave., Bozeman, MT 59718, is appointed to serve a term starting July 21, 2021, and through March 31, 2026. Mr. Beitman fulfills the qualifications of being a Public Member. I support the confirmation of Mr. Beitman.
- **Allen Casteel,** 215 Smelter Ave NE, Ste. #3, Great Falls MT 59404, is reappointed to serve a term starting April 1, 2022, and through April 1, 2027. Allen Casteel fulfills the qualifications of being a Denturist. I support the confirmation of Mr. Casteel.
- **Jim Corson,** 410 15th Street West #8, Billings MT 59102, is reappointed to serve a term starting April 1, 2022, and through April 1, 2027. Jim Corson fulfills the qualifications of being a Public Member. I support the confirmation of Mr. Corson.
- **Jill Frazier,** 1001 SW Higgins, Suite 103, Missoula MT 59803, is appointed to serve a term starting April 1, 2022, and through April 1, 2027. Jill Frazier fulfills the qualifications of being a Dentist. I support the confirmation of Ms. Frazier.
- **Renee Parsley Mulcahy,** 1805 Joslyn St 221, Helena MT 59601, is appointed to serve a term starting April 1, 2022, and through April 1, 2027. Renee Parsley Mulcahy fulfills the qualifications of being a Dental Hygenist. I support the confirmation of Ms. Parsley Mulcahy.
- **Kyle Wassmer,** 2700 Grand Ave., Billings, MT 59102, is appointed to serve a term starting July 21, 2021, and through March 31, 2026. Mr. Wassmer fulfills the qualifications of being a Licensed Dentist. I support the confirmation of Mr. Wassmer.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

January 9, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

District Court Judgeship – District 10
MCA § 3-1-906

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following person who was appointed during the recess of the legislature:

- **Heather Perry**, 6726 Ackley Lake Rd., Hobson, MT 59452, who was appointed on July 2, 2022. I support the confirmation of Ms. Perry.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

January 9, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

District Court Judgeship – District 20
MCA § 3-1-906

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following person who was appointed during the recess of the legislature:

- **Molly Owen**, 118 Orchard Park Lane, Polson, MT 59860, who was appointed on June 1, 2022. I support the confirmation of Ms. Owen.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate joint resolutions concurred in and returned to the Senate: 01/30/2023

SJ 8, introduced by J. Ellsworth

House bills passed and transmitted to the Senate for concurrence: 01/30/2023

HB 115, introduced by B. Mercer
HB 135, introduced by M. Bertoglio
HB 181, introduced by L. Reksten
HB 217, introduced by G. Parry
HB 274, introduced by S. Kerns

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 237, introduced by S. Vance, J. Welborn, S. Gunderson, referred to Natural Resources.
SB 238, introduced by K. Regier, referred to Public Health, Welfare and Safety.
SB 239, introduced by D. Lenz, referred to Public Health, Welfare and Safety.

SB 240, introduced by J. Small, S. Fitzpatrick, referred to Local Government.
SB 241, introduced by J. Small, referred to Public Health, Welfare and Safety.
SB 242, introduced by J. Small, referred to Energy and Telecommunications.

The following Senate bills, previously introduced, were referred to committee:

SB 234, introduced by B. Usher, referred to Highways and Transportation.
SB 235, introduced by D. Emrich, T. McGillvray, S. Hinebauch, referred to Education and Cultural Resources.

The following House bills were introduced and read first time:

HB 115, introduced by B. Mercer (by request of the Department of Labor and Industry).
HB 135, introduced by M. Bertoglio (by request of the Teachers' Retirement Board).
HB 181, introduced by L. Reksten.
HB 217, introduced by G. Parry, J. Read, J. Schillinger, G. Kmetz.
HB 274, introduced by S. Kerns, E. Buttrey, E. Butcher, B. Brown, J. Hinkle, W. McKamey, S. Gunderson, R. Fitzgerald, F. Anderson, L. Sheldon-Galloway, M. Hopkins, B. Ler, M. Malone, C. Hinkle, R. Marshall, S. Essmann, T. Smith, L. Deming, G. Nikolakakos, J. Bergstrom, J. Karlen.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 171 – Majority Leader Fitzpatrick moved consideration of **SB 171** be passed for the day. Without objection, so ordered.

SB 57 - Senator Manzella moved **SB 57** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 160 - Senator Molnar moved **SB 160** do pass. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Beard, Emrich, Flowers, Kelker, Trebas, Usher.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 183 - Senator Lenz moved **SB 183** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 36

Nays: Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 184 - Senator Lenz moved **SB 184** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 191 - Majority Leader Fitzpatrick moved **SB 191** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 2 - Senator McGillvray moved **SJ 2** do pass. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Salomon, Small, Vermeire, Welborn, Zolnikov.
Total 26

Nays: Beard, Brown, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Mandeville, Manzella, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Tempel, Trebas, Usher, Vance, Webber.
Total 24

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 42

Nays: Dunwell, Flowers, Gross, Hayman, McClafferty, Olsen, Pope, Webber.
Total 8

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 160** and **SB 183**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved that **HB 79** be taken from the Education and Cultural Resources Committee and re-referred to the Judiciary Committee. Without objection, so ordered.

THIRD READING OF BILLS

SB 59 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 61 passed as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn.
Total 29

Nays: Bartel, Beard, Bogner, Brown, Emrich, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Noland, Regier K, Usher, Zolnikov.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 66 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 123 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 133 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 138 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 170 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Hayman, Lynch, McClafferty.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 181 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 46

Nays: Gross, Hayman, Lynch, Webber.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Senator Molnar moved to change his third-reading vote on **SB 105**, made the previous legislative day, from No to Yes. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 02/01/2023, the 23rd legislative day. Motion carried.

Senate adjourned at 3:13 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
TWENTY-THIRD LEGISLATIVE DAY

Helena, Montana — Senate Chambers
February 01, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 55**, **SB 57**, **SB 160**, **SB 164**, **SB 180**, **SB 183**, **SB 184**, **SB 191**, **SB 237**, **SB 238, SB 239, SB 240, SB 241, SB 242**, **SJ 2**.
Correctly engrossed: **SB 199**, **SJ 6**, **HB 21**.
Examined by the sponsor and found to be correct: **SJ 1**, **SJ 8**.
Correctly enrolled**: SJ 1**, **SJ 8**.
Transmitted to the House: **SB 59**, **SB 61**, **SB 66**, **SB 123**, **SB 133**, **SB 138**, **SB 170**, **SB 181**.

REPORTS OF STANDING COMMITTEES

AGRICULTURE, LIVESTOCK AND IRRIGATION (Lang, Chair) 01/31/2023
SR 26, be adopted.
SR 27, be adopted.
HB 93, be concurred in.
HB 94, be concurred in.

JUDICIARY (Regier, Chair) 01/31/2023
SB 99, introduced bill, be amended with SB0099.001.001 and, as amended, do pass.
SB 182, do pass.
SB 187, introduced bill, be amended with SB0187.001.001 and, as amended, do pass.
SR 8, be adopted.
SR 10, be adopted.
HB 92, be concurred in.
HB 183, be amended with HB0183.001.001 and, as amended, be concurred in.

LEGISLATIVE ADMINISTRATION (Lang, Chair) 02/01/2023
HB 28, be concurred in.
HB 260, be amended with HB0260.001.004 and, as amended, be concurred in.

TAXATION (Hertz, Chair) 02/01/2023
HB 25, be concurred in.
HB 56, be concurred in.

Without objection, the committee reports were adopted.

MESSAGES FROM THE GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

State Electrical Board
MCA § 2-15-1764

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Staci Knuths**, 348 Road 328, Glendive MT 59330, who was appointed July 1, 2021 and whose term expires July 1, 2026. Ms. Knuths fulfills the requirements as a Public Member. I support the confirmation of Ms. Knuths.
- **Clay Ledbetter**, 3015 Putter Court, Missoula, MT 59803, who was appointed October, 12, 2021 and whose term expires July 1, 2024. Mr. Ledbetter fulfills the requirements as a Master Licensed Electrician. I support the confirmation of Mr. Ledbetter.
- **Merna Terry**, 7 Meridian Court, Kalispell, MT 59901, who was appointed on July 1, 2022 and whose term expires July 1, 2025. Ms. Terry fulfills the requirements as a Public Member. I support the confirmation of Ms. Terry.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Fish and Wildlife Commission
MCA § 2-15-3402

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Susan Brooke**, 82 Preserve Street, Bozeman, MT 59718, who was appointed on January 1, 2023 and whose term expires January 1, 2027. Ms. Brooke fulfills the requirements as a Region 3 Commissioner. I support the confirmation of Ms. Brooke.
- **Jeff Burrows,** 205 Roaring Lion Rd, Hamilton, MT 59840, who was appointed on January 1, 2023, and whose term expires January 1, 2027. Mr. Burrows fulfills the requirements as a Region 2 Commissioner. I support the confirmation of Mr. Burrows.
- **Bill Lane,** 1611 Willard Road West, Ismay MT 59336, who was appointed on October 1, 2021, and whose term expires January 5, 2025. Mr. Lane fulfills the requirements as a Region 7 Commissioner. I support the confirmation of Mr. Lane.
- **Lesley Robinson,** 2401 Lazy JD Road, Dodson, MT 59524, who was appointed on January 1, 2023, and whose term expires January 1, 2027. Ms. Robinson fulfills the requirements of a Region 6 Commissioner. I support the confirmation of Ms. Robinson.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Funeral Service
MCA § 2-15-1743

As required by MCA § 2-15-1743, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Jim Axelson,** 3006 Atherton Lane, Butte MT 59701, is reappointed to serve a term starting September 14, 2022, and through July 1, 2027. Jim Axelson fulfills the qualifications of being Representative of a Cemetary Company. I support the confirmation of Mr. Axelson.
- **Daniel McGrath,** 4030 Elizabeth Warren Ave., Apt. 241, Butte MT 59701, is appointed to serve a term starting September 14, 2022, and through July 1, 2027. Daniel McGrath fulfills the qualifications of being Public Member. I support the confirmation of Mr. McGrath.
- **Jayson Watkins,** PO Box 10353, Kalispell MT 59904, is reappointed to serve a term starting September 14, 2022, and through July 1, 2027. Jayson Watkins fulfills the qualifications of being Licensed Mortician. I support the confirmation of Mr. Watkins.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate Bill concurred in and returned to the Senate: 01/31/2023

SB 18, introduced by M. Cuffe

Senate bill concurred in as amended and returned to the Senate for concurrence in House amendments: 01/31/2023

SB 34, introduced by R. Lynch

House bills passed and transmitted to the Senate for concurrence: 01/31/2023

HB 156, introduced by E. Buttrey
HB 163, introduced by T. Running Wolf
HB 167, introduced by J. Cohenour
HB 203, introduced by D. Bedey
HB 210, introduced by R. Marshall
HB 211, introduced by L. Brewster
HB 214, introduced by M. Bertoglio
HB 215, introduced by D. Bedey
HB 224, introduced by D. Harvey
HB 227, introduced by T. Moore
HB 228, introduced by T. Moore
HB 231, introduced by B. Ler

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 243, introduced by K. Regier, referred to Business, Labor, and Economic Affairs.
SB 244, introduced by M. Cuffe, referred to Business, Labor, and Economic Affairs.
SB 245, introduced by D. Zolnikov, J. Ellsworth, K. Bogner, C. Friedel, referred to Local Government.
SB 246, introduced by D. Zolnikov, J. Ellsworth, referred to Taxation.
SB 247, introduced by S. Fitzpatrick, referred to Judiciary.
SB 248, introduced by T. Manzella, referred to State Administration.
SB 249, introduced by T. Manzella, referred to Judiciary.
SB 250, introduced by T. Manzella, referred to Judiciary.
SB 251, introduced by G. Hertz, referred to Taxation.
SB 252, introduced by G. Hertz, referred to Judiciary.
SB 253, introduced by G. Hertz, referred to Taxation.
SB 254, introduced by K. Bogner, referred to State Administration.

The following House bills were introduced, read first time:

HB 156, introduced by E. Buttrey (by request of the Economic Affairs Interim Committee).
HB 163, introduced by T. Running Wolf (by request of the State-Tribal Relations Committee).

HB 167, introduced by J. Cohenour (by request of the Legislative Council).
HB 203, introduced by D. Bedey.
HB 210, introduced by R. Marshall.
HB 211, introduced by L. Brewster, C. Knudsen, S. Vinton, J. Kassmier, B. Phalen, S. Kerns, J. Schillinger, K. Seekins-Crowe, M. Malone, M. Yakawich, J. Etchart, J. Fitzpatrick.
HB 214, introduced by M. Bertoglio, J. Kassmier, D. Bedey.
HB 215, introduced by D. Bedey.
HB 224, introduced by D. Harvey.
HB 227, introduced by T. Moore, D. Lenz, N. Duram.
HB 228, introduced by T. Moore, T. McGillvray, D. Lenz, F. Mandeville, J. Trebas, S. Vinton, N. Duram, B. Mercer, L. Brewster, S. Gist, S. Essmann, C. Sprunger, T. Falk, L. Hellegaard.
HB 231, introduced by B. Ler.

Senator Fuller arose to place a memoriam on the record. On February 1, 1945, a native son of Judith Basin country in Montana was posthumously awarded the Medal of Honor for conspicuous gallantry in action during the battle at Villa Crocetta, Italy. Captain William Wylie Galt shall forever be enshrined in the hearts of grateful Montanans for his sacrifice in defense of his men, our state, and his country.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Gross in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 171 - Senator Regier moved **SB 171** do pass.

SB 171 - Senator Olsen moved **SB 171**, second reading copy, be amended with SB0171.002.002.

Amendment **not adopted** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber, Zolnikov.
Total 16

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn.
Total 34

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 171 - Thereupon, the Senate reverted to the original motion of Senator Regier which passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 37

Nays: Boldman, Dunwell, Ellis, Fox, Gross, Hayman, Kelker, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 6 - Senator Regier moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 6**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 43

Nays: Curdy, Flowers, Kelker, McClafferty, O'Brien, Olsen, Webber.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 9 - Senator Regier moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 9**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 28 - Senator Lang moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 28**. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Bartel, Fuller, Manzella, Noland, Usher.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 49 - Senator Cuffe moved **SB 49** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 47

Nays: Ellis, Olsen, Webber.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 51 - Majority Leader Fitzpatrick moved **SB 51** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 73 - Senator McGillvray moved **SB 73** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 77 - Senator Morigeau moved **SB 77** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 43

Nays: Emrich, Esp, Fitzpatrick, Fuller, Hinebauch, Lenz, Welborn.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 86 - Senator Morigeau moved **SB 86** do pass. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Beard, Emrich, Esp.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 136 - Majority Leader Fitzpatrick moved **SB 136** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 168 - Senator Hertz moved **SB 168** do pass. Motion carried as follows:

Yeas: Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 42

Nays: Bartel, Bogner, Emrich, Friedel, Hinebauch, Lenz, McGillvray, Zolnikov.
Total 8

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senator Hertz disclosed that three of his store locations sell lottery tickets.

SB 177 - Senator Zolnikov moved **SB 177** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella,

McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 41

Nays: Curdy, Flowers, Fox, Gross, Hayman, Kelker, Lynch, O'Brien, Webber.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 207 - Senator Brown moved **SB 207** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 34 - Senator Small moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 34**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Molnar, Trebas.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 36 - Senator Small moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 36**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 37 - Senator Small moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 37**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 39 - Senator Small moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 39**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 41 - Senator Small moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 41**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 42 - Senator Small moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 42**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Gross moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 108 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Dunwell.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 54 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Mandeville, Molnar.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 89 passed as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Flowers, Fox, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella,

McClafferty, McGillvray, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 42

Nays: Beard, Fitzpatrick, Friedel, Glimm, Mandeville, McKamey, Noland, Trebas.
Total 8

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 195 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Small, Tempel, Trebas, Vance, Vermeire, Welborn, Zolnikov.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Salomon, Usher, Webber.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 57 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 184 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 191 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 2 failed as follows:

Yeas: Bartel, Bogner, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Salomon, Small, Vermeire, Welborn, Zolnikov.
Total 25

Nays: Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Mandeville, Manzella, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Tempel, Trebas, Usher, Vance, Webber.
Total 25

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 168**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 02/02/2023, the 24th legislative day. Motion carried.

Senate adjourned at 2:18 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
TWENTY-FOURTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
February 02, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. Forty-nine members present. Senator Emrich, excused. Quorum Present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 49**, **SB 51**, **SB 73**, **SB 77**, **SB 86**, **SB 136**, **SB 168**, **SB 171**, **SB 177**, **SB 182**, **SB 207**, **SB 243**, **SB 244**, **SB 245**, **SB 246**, **SB 247**, **SB 248**, **SB 249**, **SB 250**, **SB 251**, **SB 252**, **SB 253**, **SB 254**, **SR 6**, **SR 8**, **SR 9**, **SR 10**, **SR 26**, **SR 27**, **SR 28**, **SR 34**, **SR 36**, **SR 37**, **SR 39**, **SR 41**, **SR 42**, **HB 25**, **HB 28**, **HB 56**, **HB 92**, **HB 93**, **HB 94**.
Correctly engrossed: **SB 99**, **SB 187**, **HB 183**, **HB 260**.
Transmitted to the House: **SB 54**, **SB 57**, **SB 89**, **SB 108**, **SB 184**, **SB 191**, **SB 195**.
Signed by the Secretary of the Senate at 3:15 p.m., February 1, 2023 : **SJ 1, SJ 8**.
Signed by the President at 4:00 p.m., February 01, 2023: **SJ 1**, **SJ 8**.
Signed by the Speaker at 8:45 a.m., February 02, 2023: **SJ 1**, **SJ 8**.
Delivered to the Secretary of State at 10:22 a.m., February 02, 2023: **SJ 1**, **SJ 8**.

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR AND ECONOMIC AFFAIRS (Small, Chair) 02/01/2023
SB 174, introduced bill, be amended with SB0174.001.001 and, as amended, do pass.
SB 214, introduced bill, be amended with SB0214.001.001 and, as amended, do pass.
HB 50, be concurred in.
HB 68, be concurred in.
HB 178, be concurred in.

EDUCATION AND CULTURAL RESOURCES (Salomon, Chair) 02/01/2023
HB 15, be concurred in.

FINANCE AND CLAIMS (Esp, Chair) 02/01/2023
SB 132, introduced bill, be amended with SB0132.001.001 and, as amended, do pass.

JUDICIARY (Regier, Chair) 02/01/2023
HB 169, be concurred in.

NATURAL RESOURCES (Welborn, Chair) 01/27/2023
SB 83, introduced bill, be amended with SB0083.001.003 and, as amended, do pass.

PUBLIC HEALTH, WELFARE AND SAFETY (McGillvray, Chair) 02/01/2023
SB 188, do pass.
SB 202, do pass.
SR 12, be adopted.

SR 14, be adopted.
HB 65, be concurred in.
HB 102, be concurred in.

Without objection, committee reports were adopted.

MESSAGES FROM THE GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Regents of Higher Education, Board of
MCA § 2-15-1508

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Jeff Southworth**, 5415 East Fork Road, Lewistown, MT 59457, who was appointed on February 1, 2022 and whose term expires February 1, 2029. Mr. Southworth fulfills the requirements as a Republican from District 1. I support the confirmation of Mr. Southworth.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated Sections 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Public Accountants
MCA § 2-15-1756

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Sarah Ann Hamlen,** 118 Smith River Rd, White Sulphur Springs MT 59645, is appointed to serve a term starting September 14, 2022, and through July 1, 2026. Sarah Ann Hamlen fulfills the qualifications of being Public Member. Ms. Hamlen replaces Kathleen Vandyke whose term expired July 1, 2022. I support the confirmation of Ms. Hamlen.
- **Mike Huotte,** 535 Foster Creek Road, Anaconda, MT 59711, is appointed to serve a term starting July 1, 2022, and through July 1, 2026. Mike Huotte fulfills the qualifications of being a Certified Public Accountants. Mr. Huotte is serving his third term on this board. I support the confirmation of Mr. Huotte.
- **John Jacobsen,** PO Box 513, Billings, MT 59102, is appointed to serve a term starting July 1, 2022, and through July 1, 2026. John Jacobsen fulfills the qualification of a being a Certified Public Accountant. Mr. Jacobsen is serving his second term on this board. I support the confirmation of Mr. Jacobsen.
- **Mike Johns,** 3923 Yellowstone Trail, Deer Lodge, MT 59722, is appointed to serve a term starting July 21, 2021, and through June 30, 2025. Mr. Johns fulfills the qualifications of being a Certified Public Accountant and replaces Linda Harris whose term expired July 1, 2021. I support the confirmation of Mr. Johns.
- **Dan Vuckovich,** P.O. Box 1605, Great Falls, MT 59404, is appointed to serve a term starting July 21, 2021, and through June 30, 2025. Mr. Vuckovich fulfills the qualifications of being a Certified Public Accountant and is serving his third term on the board. I support the confirmation of Mr. Vuckovich.

I have included the appointees' resumes, biography. or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated Sections 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Barbers and Cosmetologists
MCA § 2-15-1747

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Paula Evans**, 1995 Belleauwood Rd, Missoula MT 59808, is appointed to serve a term starting March 1, 2022, and through March 1, 2025. Paula Evans fulfills the qualifications of being a licensed cosmetologist.
- **Angela Printz**, 901 West Montana Street, Livingston MT 59047, is appointed to serve a term starting March 1, 2022, and through March 1, 2026. Angela Printz fulfills the qualifications of being a licensed cosmetologist.
- **Lauren Hansen**, 326 Blaine Street, Missoula MT 59801, is appointed to serve a term starting March 1, 2022, and through March 1, 2025. Lauren Hansen fulfills the qualifications of being a licensed esthetician.
- **Bryan Kirkland**, 3971 Bosal St, Bozeman MT 59718, is appointed to serve a term starting March 1, 2022, and through March 1, 2027. Bryan Kirkland fulfills the qualifications of being a licensed barber.
- **Tucker Landerman**, 425 Spruce Meadows Loop, Kalispell MT 59901, is appointed to serve a term starting March 1, 2022, and through March 1, 2026. Tucker Landerman fulfills the qualifications of being a licensed barber.
- **Katie Fontana**, 1120 24th Ave SW, Great Falls MT 59404, is appointed to serve a term starting March 1, 2022, and through March 1, 2024. Katie Fontana fulfills the qualifications of being a public member.
- **Kelli Dirks**, 917 14th St SE, Sidney, MT 59270, is appointed to serve a term starting October 12, 2022, and through March 1, 2025. Kelli Dirks fulfills the qualifications of a licensed nail technician.

I have included the appointees' resumes, biography or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Advisor, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 02/01/2023

HB 173, introduced by D. Bedey
HB 186, introduced by A. Buckley
HB 188, introduced by G. Parry
HB 213, introduced by B. Mitchell
HB 218, introduced by L. Smith
HB 236, introduced by P. Green
HB 239, introduced by B. Ler
HB 240, introduced by M. Thane
HB 244, introduced by D. Fern
HB 247, introduced by S. Vinton
HB 254, introduced by K. Zolnikov
HB 272, introduced by S. Kerns
HB 273, introduced by S. Kerns
HB 290, introduced by G. Parry

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 255, introduced by C. Pope, referred to Energy and Telecommunications.
SB 256, introduced by C. Glimm, M. Noland, B. Usher, referred to Judiciary.
SB 257, introduced by B. Usher, K. Regier, J. Welborn, C. Glimm, D. Lenz, R. Lynch, B. Brown, M. Noland, J. Trebas, D. Bartel, J. Ellsworth, K. Bogner, F. Nave, J. Carlson, J. Schillinger, J. Gillette, D. Emrich, referred to Judiciary.

The following Senate bills were introduced and read first time:

SB 258, introduced by M. Dunwell, E. McClafferty, A. Olsen, D. Hayman, C. Pope, J. Gross, M. Fox, S. O'Brien.
SB 259, introduced by M. Dunwell, E. McClafferty, A. Olsen, D. Hayman, C. Pope, M. Fox, S. O'Brien.
SB 260, introduced by D. Salomon, E. Buttrey.

The following House bills were introduced and read first time:

HB 173, introduced by D. Bedey.
HB 186, introduced by A. Buckley, E. Kerr-Carpenter.
HB 188, introduced by G. Parry, K. Regier, F. Anderson, B. Usher, J. Small, N. Nicol, G. Kmetz, P. Green.
HB 213, introduced by B. Mitchell, E. Buttrey, M. Cuffe, J. Read, J. Windy Boy, L. Jones, M. Lang, B. Brown, J. Hinkle, F. Mandeville, S. Gunderson, D. Fern, D. Loge, R. Fitzgerald, F. Anderson, J. Trebas, C. Knudsen, B. Beard, M. Hopkins, J. Fuller, R. Knudsen, J. Kassmier, T. Moore, B. Ler, B. Phalen, F. Nave, L. Brewster, K. Zolnikov, A. Regier, L. Reksten, P. Fielder, S. Kerns, S. Gist, J. Schillinger, K. Seekins-Crowe, C. Hinkle, M. Bertoglio, G. Frazer, M. Binkley, R. Marshall, S. Essmann, M. Yakawich, T. Smith, R. Miner, G. Parry, N. Nicol, L. Deming, C. Sprunger, T. Falk, G. Nikolakakos, J. Bergstrom, G. Kmetz, P. Green, J. Etchart, W. Rusk, L. Hellegaard, J. Fitzpatrick, Z. Wirth.
HB 218, introduced by L. Smith, M. Caferro, B. Keenan, D. Loge, C. Knudsen, B. Usher.
HB 236, introduced by P. Green, A. Regier, B. Barker.
HB 239, introduced by B. Ler, C. Knudsen, R. Knudsen, J. Kassmier, P. Tuss, G. Kmetz.
HB 240, introduced by M. Thane, D. Bedey.
HB 244, introduced by D. Fern.
HB 247, introduced by S. Vinton, G. Hertz, C. Knudsen.
HB 254, introduced by K. Zolnikov, D. Zolnikov.
HB 272, introduced by S. Kerns, E. Buttrey, D. Zolnikov, W. McKamey, C. Hinkle, T. Smith, J. Bergstrom.
HB 273, introduced by S. Kerns, D. Salomon, S. Fitzpatrick, E. Butcher, W. McKamey, M. Hopkins, B. Ler, R. Marshall, T. Smith, L. Deming, J. Bergstrom.
HB 290, introduced by G. Parry.

Senator Emrich present at this time.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Glimm in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 55 - Senator Hinebauch moved **SB 55** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 41

Nays: Boldman, Curdy, Dunwell, Ellis, Hayman, Kelker, O'Brien, Olsen, Webber.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 70 - Senator O'Brien moved **SB 70** do pass. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 43

Nays: Beard, Emrich, Esp, Fuller, Hinebauch, Lenz, McGillvray.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 164 - Senator Usher moved **SB 164** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 199 - Senator Hertz moved **SB 199** do pass. Motion **failed** as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Esp, Fitzpatrick, Flowers, Friedel, Gillespie, Hertz, Lang, Mandeville, McKamey, Morigeau, Mr. President, Olsen, Regier K, Sales, Salomon, Trebas, Vance, Vermeire, Zolnikov.
Total 24

Nays: Beard, Curdy, Dunwell, Ellis, Emrich, Fox, Fuller, Glimm, Gross, Hayman, Hinebauch, Kelker, Lenz, Lynch, Manzella, McClafferty, McGillvray, Molnar, Noland, O'Brien, Pope, Small, Tempel, Usher, Webber, Welborn.
Total 26

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 199 - Majority Leader Fitzpatrick moved **SB 199** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lenz, Manzella, McClafferty, McGillvray, Molnar, Noland, O'Brien, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn.
Total 33

Nays: Bogner, Boldman, Esp, Flowers, Fox, Friedel, Hertz, Lang, Lynch, Mandeville, McKamey, Morigeau, Mr. President, Olsen, Regier K, Webber, Zolnikov.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 6 - Senator Webber moved **SJ 6** do pass. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Welborn.
Total 45

Nays: Beard, Lang, Trebas, Usher, Zolnikov.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 34 - Senator Lynch moved **House amendments to SB 34** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 30 - Senator Noland moved **HB 30** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 39 - Senator Lenz moved **HB 39** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 43 - Senator Small moved **HB 43** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 44 - Senator Welborn moved **HB 44** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 61 - Senator Salomon moved **HB 61** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 67 - Senator Dunwell moved **HB 67** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 77 - Senator Friedel moved **HB 77** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 78 - Senator Friedel moved **HB 78** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Esp.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Glimm moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 49 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 47

Nays: Ellis, Olsen, Webber.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 51 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 73 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, McKamey,

Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Gross, Kelker, Lynch, Mandeville, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber, Welborn.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 77 passed as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Kelker, Lynch, Mandeville, Manzella, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 39

Nays: Bartel, Emrich, Esp, Fitzpatrick, Fuller, Hertz, Hinebauch, Lang, Lenz, McKamey, Usher.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 86 passed as follows:

Yeas: Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber.
Total 44

Nays: Bartel, Beard, Esp, Usher, Welborn, Zolnikov.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 136 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 171 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 40

Nays: Dunwell, Ellis, Fox, Gross, Kelker, McClafferty, O'Brien, Olsen, Pope, Webber.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 177 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 36

Nays: Boldman, Curdy, Dunwell, Ellis, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 207 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 55**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved to reverse his earlier action re-referring **SB 55** to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 02/03/2023, the 25th legislative day. Motion carried.

Senate adjourned at 2:23 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
TWENTY-FIFTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
February 03, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 55**, **SB 70**, **SB 164**, **SB 188**, **SB 202**, **SB 255**, **SB 256**, **SB 257**, **SB 258**, **SB 259**, **SB 260**, **SR 12**, **SR 14**, **SJ 6**, **HB 15**, **HB 30**, **HB 39**, **HB 43**, **HB 44**, **HB 50**, **HB 61**, **HB 65**, **HB 67**, **HB 68**, **HB 77**, **HB 78**, **HB 102**, **HB 169**, **HB 178**.
Correctly engrossed: **SB 83**, **SB 132**, **SB 174**, **SB 214**.
Correctly enrolled: **SB 18**.
Transmitted to the House: **SB 49**, **SB 51**, **SB 73**, **SB 77**, **SB 86**, **SB 136**, **SB 171**, **SB 177**, **SB 207**.

REPORTS OF STANDING COMMITTEES

FINANCE AND CLAIMS (Esp, Chair) — 02/02/2023
SB 124, do pass.

NATURAL RESOURCES (Welborn, Chair) — 02/01/2023
SB 72, introduced bill, be amended with SB0072.002.001 and, as amended, do pass.

Without objection, the committee reports were adopted.

MESSAGES FROM THE GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President — By Hand and Electronic Delivery
Montana State Senate
Helena, MT 59620

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Chiropractors
MCA § 2-15-1737

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Dustin Rising, D.C.,** 2451 Farrier Ln., Bozeman, MT 59718, who was appointed May 3, 2022, and whose term expires January 1, 2025. Dr. Rising fulfills the requirements as a licensed chiropractor. I support the confirmation of Dr. Rising.
- **Marcus Nynas, D.C.,** 872 Ginger Ave, Billings, MT 59105, who was appointed on January 1, 2022, and whose term expires December 31, 2024. Dr. Nynas fulfills the requirements as a licensed chiropractor. I support the confirmation of Dr. Nynas.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

January 18, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

It has come to my attention that there was an error in the terms previously submitted to you in the letter dated January 2, 2023. Please find below the corrected letter:

In accordance with Montana Code Annotated Sections 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Montana Arts Council
MCA § 22-2-102

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Troy Collins,** PO Box 1023, Hamilton MT 59840, is appointed to serve a term starting March 28, 2022, and through February 1, 2027. Troy Collins fulfills the qualifications of

being a member with keen interest in one or more of the arts. I support the confirmation of Mr. Collins.

- **Julie McAlister,** 6479 US Highway 93 S #424, Whitefish MT 59937, is appointed to serve a term starting March 28, 2022, and through February 1, 2027. Julie McAlister fulfills the qualifications of being a member with keen interest in one or more of the arts. I support the confirmation of Ms. McAlister.
- **John Moore,** 494 Hwy 59 N, Miles City MT 59301, is appointed to serve a term starting March 28, 2022, and through February 1, 2027. John Moore fulfills the qualifications of being a member with keen interest in one or more of the arts. I support the confirmation of Mr. Moore.
- **Greg Murphy,** 5533 Gene Sarazen Drive, Billings MT 59106, is appointed to serve a term starting March 28, 2022, and through February 1, 2027. Greg Murphy fulfills the qualifications of being a member with keen interest in one or more of the arts. I support the confirmation of Mr. Murphy.
- **Bridger Pierce,** 3649 Rodeo Rd, Missoula MT 59802, is appointed to serve a term starting March 28, 2022, and through February 1, 2027. Bridger Pierce fulfills the qualifications of being a member with keen interest in one or more of the arts. I support the confirmation of Mr. Pierce.

I have included the appointees' resumes, biography or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Professional Engineers and Professional Land Surveyors
MCA § 2-15-1763

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Wallace Gladstone,** 200 North 34th St., Billings, MT 59101, who was appointed on August 15, 2021, and whose term expires June 30, 2024. Mr. Gladstone fulfills the requirements as a professional engineer. I support the confirmation of Mr. Gladstone.
- **Pat Goodover, II,** PO Box 1725, Great Falls, MT 59403, who was appointed on August 1, 2022, and whose term expires July 1, 2026. Mr. Goodover II fulfills the requirements as a Representative of the Public who is not engaged in engineering or land surveying. I support the confirmation of Mr. Goodover.
- **Troy Jensen,** 2036 Clover Ct, Sidney, MT 59270, who was appointed on August 1, 2022, and whose term expires July 1, 2026. Mr. Jensen fulfills the requirements as a Representative of the Public who is not engaged in engineering or land surveying. I support the confirmation of Mr. Jensen.
- **Byron Stahly,** 1965 Ambrose Court, Helena, MT 59601, who was appointed on August 15, 2021, and whose term expires June 30, 2024. Mr. Stahly fulfills the requirements as a professional engineer. I support the confirmation of Mr. Stahly.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 02/02/2023

HB 147, introduced by J. Gillette
HB 171, introduced by D. Bedey
HB 192, introduced by B. Mercer
HB 212, introduced by J. Kassmier
HB 221, introduced by T. Welch
HB 222, introduced by T. Welch
HB 255, introduced by G. Oblander
HB 267, introduced by C. Sprunger

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 261, introduced by K. Regier, referred to Natural Resources.
SB 262, introduced by D. Zolnikov, referred to Local Government.
SB 263, introduced by K. Regier, referred to Business, Labor, and Economic Affairs.
SB 264, introduced by K. Regier, referred to Business, Labor, and Economic Affairs.
SB 265, introduced by M. Noland, S. Fitzpatrick, T. McGillvray, S. Sales, F. Mandeville, W. McKamey, S. Hinebauch, D. Bartel, B. Usher, J. Small, J. Ellsworth, K. Bogner, D. Emrich, referred to Judiciary.
SB 266, introduced by T. Manzella, B. Brown, S. Hinebauch, D. Emrich, referred to Public Health, Welfare and Safety.
SB 267, introduced by G. Hertz, referred to Business, Labor, and Economic Affairs.
SB 268, introduced by G. Hertz, referred to Local Government.
SB 269, introduced by G. Hertz, referred to Business, Labor, and Economic Affairs.
SB 270, introduced by K. Regier, referred to Business, Labor, and Economic Affairs.
SB 271, introduced by S. Fitzpatrick, referred to Natural Resources.

The following Senate resolution was introduced, read first time, and referred to committee:

SR 50, introduced by T. McGillvray, referred to Public Health, Welfare and Safety.

The following Senate bills, previously introduced, were referred to committee:

SB 258, introduced by M. Dunwell, E. McClafferty, A. Olsen, D. Hayman, C. Pope, J. Gross, M. Fox, S. O'Brien, referred to Taxation.
SB 259, introduced by M. Dunwell, E. McClafferty, A. Olsen, D. Hayman, C. Pope, M. Fox, S. O'Brien, referred to Business, Labor, and Economic Affairs.
SB 260, introduced by D. Salomon, E. Buttrey, referred to Business, Labor, and Economic Affairs.

The following House bills were introduced and read first time:

HB 147, introduced by J. Gillette (by request of the Children, Families, Health and Human Services Interim Committee).
HB 171, introduced by D. Bedey.
HB 192, introduced by B. Mercer.
HB 212, introduced by J. Kassmier.
HB 221, introduced by T. Welch.
HB 222, introduced by T. Welch.
HB 255, introduced by G. Oblander.
HB 267, introduced by C. Sprunger.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator McGillvray in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 47 - Senator Manzella moved **SB 47** do pass. Motion **failed** as follows:

Yeas: Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Gross, Hayman, Kelker, Lang, Manzella, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Vermeire, Webber, Welborn.
Total 23

Nays: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Lynch, Mandeville, McGillvray, McKamey, Mr. President, Noland, Regier K, Small, Trebas, Usher, Vance, Zolnikov.
Total 27

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 47 - Majority Leader Fitzpatrick moved **SB 47** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 37

Nays: Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Manzella, Morigeau, O'Brien, Olsen, Pope, Salomon, Webber.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 8 - Senator Regier moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 8**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 10 - Senator Regier moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 10**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 26 - Senator Lang moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 26**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch,

Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 27 - Senator Lang moved the nomination transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 27**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 24 - Senator Beard moved **HB 24** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 59 - Senator Gillespie moved **HB 59** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Gross.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 70 - Senator Small moved **HB 70** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 49

Nays: Welborn.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 71 - Senator Curdy moved **HB 71** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 73 - Senator Brown moved **HB 73** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 98 - Senator Small moved **HB 98** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Hinebauch, Lenz, Lynch.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 99 - Senator Fuller moved **HB 99** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 113 - Senator Zolnikov moved **HB 113** be concurred in

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HB 113 - Senator Zolnikov moved **HB 113**, second reading copy, be amended with HB0113.001.002. Amendment was **not adopted** as follows:

Yeas: Hayman, Lynch, Mandeville, Morigeau, Salomon, Trebas, Usher, Zolnikov.
Total 8

Nays: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Small, Tempel, Vance, Vermeire, Webber, Welborn.
Total 42

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 113 - Thereupon, the Senate reverted to the original motion of Senator Zolnikov which passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 45

Nays: Flowers, Lynch, Morigeau, Regier K, Welborn.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 120 - Senator Gillespie moved **HB 120** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Emrich, Esp, Hinebauch, Lenz, McKamey.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 153 - Senator Lang moved **HB 153** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator McGillvray moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 34 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 55 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 36

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Gillespie, Gross, Hayman, Kelker, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 70 passed as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Beard, Esp, Lenz, McGillvray.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 164 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 6 passed as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz,

Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Beard, Gillespie, Manzella, Noland, Usher, Vance.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 30 concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 39 concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 43 concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 44 concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 61 concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 43

Nays: Dunwell, Ellis, Flowers, Hayman, Lynch, Olsen, Webber.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 67 concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Molnar.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 77 concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch,

Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 78 concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved that **SB 240** be taken from the Local Government Committee and re-referred to the Natural Resources Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved the Senate reconsider its action on **SB 199**, indefinitely postponed the previous legislative day. Motion carried as follows:

Yeas: Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Zolnikov, Mr. President.
Total 31

Nays: Bartel, Boldman, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Tempel, Webber, Welborn.
Total 19

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Senator Small thanked the Pages for their service the past week.

President Ellsworth appointed a committee to plan and prepare the attached party this session. Appointees are Senator Bogner, chair, and Senators Freidel, Mandeville, Trebas, and Zolnikov.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 02/06/2023, the 26th legislative day. Motion carried.

Senate adjourned at 2:13 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
TWENTY-SIXTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
February 06, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. Forty-nine members present. Senator Brown, excused. Quorum Present.

BILLS AND JOURNALS (Lang, Chair): 02/06/2023
Mr. President: We, your committee on Bills and Journals, having examined the daily journals for the Eighth through the Fifteenth days, find the same to be correct.

Correctly printed: **SB 124**, **SB 199**, **SB 261**, **SB 262**, **SB 263**, **SB 264**, **SB 265**, **SB 266**, **SB 267**, **SB 268**, **SB 269**, **SB 270**, **SB 271**, **SR 8**, **SR 10**, **SR 26**, **SR 27**, **SR 50**, **HB 24**, **HB 59**, **HB 70**, **HB 71**, **HB 73**, **HB 98**, **HB 99**, **HB 113**, **HB 120**, **HB 153**.
Correctly engrossed: **SB 72**.
Correctly enrolled: **SB 18**.
Examined by the sponsor and found to be correct: **SB 18**.
Transmitted to the House: **SB 34**, **SB 55**, **SB 70**, **SB 164**, **SJ 6**, **HB 30**, **HB 39**, **HB 43**, **HB 44**, **HB 61**, **HB 67**, **HB 77**, **HB 78**.

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR AND ECONOMIC AFFAIRS (Small, Chair) 02/03/2023
SB 209, introduced bill, be amended with SB0209.001.001 and, as amended, do pass.

JUDICIARY (Regier, Chair) 02/03/2023
SB 201, do pass.
SB 230, do pass.
SR 7, be adopted.

PUBLIC HEALTH, WELFARE AND SAFETY (McGillvray, Chair) 02/03/2023
SR 17, be adopted.
SR 18, be adopted.
SR 19, be adopted.
SR 20, be adopted.

Without objection, committee reports were adopted.

MESSAGES FROM THE GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Horseracing
MCA § 2-15-1809

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Janis Calton,** 596 Pine Ridge Rd., Bigfork MT 59911, is appointed to serve a term starting May 30, 2022, and through January 1, 2025. Janis Calton fulfills the requirement of being District 5 representative. I support the confirmation of Ms. Calton.
- **Corey Jones,** 4505 Horizon Parkway, Miles City MT 59301, is appointed to serve a term starting May 30, 2022, and through January 1, 2025. Corey Jones fulfills the requirement of being Horseracing Industry Representative. I support the confirmation of Mr. Jones.
- **Dr. Kerry Pride,** PO Box 26, Silver Star, MT 59751, is appointed to serve a term starting January 1 2023, and through January 1, 2026. Ms. Pride fulfills the requirement of being a member of the Horseracing Industry. I support the confirmation of Ms. Pride.
- **Barry Stang,** 1415 Winnie Ave, Helena, MT 59623, is appointed to serve a term starting January 1, 2023, and through January 1, 2026. Mr. Stang fulfills the requirement of being a member of District 4. I support the confirmation of Mr. Stang.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Hail Insurance
MCA § 2-15-3003

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Jim Schillinger,** Box 400, Circle MT 59215, is reappointed to serve a term starting May 1, 2022, and through May 1, 2025. Jim Schillinger fulfills the qualifications of being a public representative. I support the confirmation of Mr. Schillinger.

I have included the appointees' resumes, biography or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

January 3, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Historical Society Board of Trustees
MCA § 22-3-104

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Carol Donaldson**, 401 3rd Street East, Kalispell, MT 59901, who was appointed on July 1, 2021 and whose term expires June 30, 2026. Ms. Donaldson fulfills the requirements as a member with a special interest in the purposes of the Historical Society. I support the confirmation of Ms. Donaldson.
- **Mary Helland**, 614 6th Ave. N., Glasgow, MT 59230, who was appointed on December 1, 2022, and whose term expires July 1, 2027. Ms. Helland fulfills the requirements as a member with a special interest in the purposes of the Historical Society. I support the confirmation of Ms. Helland.
- **Lorna Kuney**, 400 N California St., Helena, MT 59601, who was appointed on July 1, 2021, and whose term expires June 30, 2026. Ms. Kuney fulfills the requirements as a member with a special interest in the purposes of the Historical Society. I support the confirmation of Ms. Kuney.
- **Steve Lozar**, 31663 Rocky Point Road, Polson, MT 59860, who was appointed on December 1, 2022, and whose term expires July 1, 2027. Mr. Lozar fulfills the requirements as a member with a special interest in the purposes of the Historical Society. I support the confirmation of Mr. Lozar.
- **Jay Russell**, 1105 Durango Dr., Great Falls, MT 59404, who was appointed on July 1, 2021, and whose term expires June 30, 2026. Mr. Russell fulfills the requirements as a member with a special interest in the purposes of the Historical Society. I support the confirmation of Mr. Russell.
- **Bill Whitsitt**, 235 Harbor Drive, Bigfork, MT 59911, who was appointed on December 1, 2022 and whose term expires July 1, 2027. Mr. Whitsitt fulfills the requirements as a member with a special interest in the purposes of the Historical Society. I support the confirmation of Mr. Whitsitt.
- **Candi Zion**, PO Box 122, Winifred, MT 59489, who was appointed on March 28, 2022 and whose term expires July 1, 2024. Ms. Zion fulfills the requirements as a member with a special interest in the purposes of the Historical Society N. I support the confirmation of Ms. Zion

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate bills concurred and returned to the Senate: 02/03/2023

SB 7, introduced by T. McGillvray
SB 35, introduced by D. Salomon
SB 40, introduced by M. Cuffe

House bills passed and transmitted to the Senate for concurrence: 02/03/2023

HB 97, introduced by E. Buttrey
HB 232, introduced by M. Hopkins
HB 251, introduced by L. Jones
HB 263, introduced by A. Regier
HB 286, introduced by M. Caferro
HB 342, introduced by D. Loge
HB 347, introduced by K. Walsh

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 273, introduced by T. McGillvray, J. Gillette, referred to Taxation.
SB 274, introduced by D. Zolnikov, referred to Natural Resources.
SB 275, introduced by F. Mandeville, referred to Local Government.
SB 276, introduced by S. Hinebauch, referred to Judiciary.
SB 278, introduced by S. Fitzpatrick, referred to Judiciary.
SB 279, introduced by S. Fitzpatrick, referred to Judiciary.

The following Senate bills were introduced and read first time:

SB 272, introduced by T. Manzella, K. Regier, E. Butcher, B. Brown, J. Hinkle, S. Hinebauch, B. Beard, J. Fuller, J. Gillette, C. Hinkle, T. Smith, D. Emrich, S. Vance, J. Etchart.
SB 277, introduced by S. Morigeau, P. Flowers.

The following House bills were introduced, read first time, and referred to committee:

HB 97, introduced by E. Buttrey (by request of the Department of Revenue), referred to Business, Labor, and Economic Affairs.
HB 232, introduced by M. Hopkins, referred to State Administration.
HB 251, introduced by L. Jones, D. Salomon, S. Fitzpatrick, M. Regier, S. Vinton, J. Small, J. Ellsworth, R. Knudsen, K. Bogner, referred to Finance and Claims.
HB 263, introduced by A. Regier, referred to Business, Labor, and Economic Affairs.
HB 286, introduced by M. Caferro, S. Stewart Peregoy, J. Gross, referred to Public Health, Welfare and Safety.
HB 342, introduced by D. Loge, D. Fern, R. Fitzgerald, N. Duram, referred to Natural Resources.
HB 347, introduced by K. Walsh, S. Gist, G. Frazer, referred to Natural Resources.

The following House bills, previously introduced, were referred to committee:

HB 147, introduced by J. Gillette (by request of the Children, Families, Health, and Human Services Interim Committee), referred to Public Health, Welfare and Safety.
HB 171, introduced by D. Bedey, referred to Public Health, Welfare and Safety.
HB 192, introduced by B. Mercer, S. Fitzpatrick, G. Hertz, M. Regier, D. Bartel, S. Vinton, J. Ellsworth, R. Knudsen, K. Bogner, referred to Finance and Claims.
HB 212, introduced by J. Kassmier, E. Buttrey, D. Salomon, S. Fitzpatrick, G. Hertz, M. Lang, R. Lynch, R. Fitzgerald, C. Knudsen, T. Welch, B. Beard, J. Small, R. Tempel, B. Ler, L. Brewster, P. Fielder, M. Stromswold, M. Malone, M. Binkley, T. Smith, R. Miner, G. Nikolakakos, P. Green, J. Etchart, B. Barker, referred to Taxation.
HB 221, introduced by T. Welch, E. Buttrey, D. Loge, R. Fitzgerald, J. Dooling, J. Kassmier, referred to Taxation.
HB 222, introduced by T. Welch, D. Zolnikov, D. Loge, R. Fitzgerald, C. Knudsen, J. Ellsworth, J. Dooling, J. Kassmier, referred to Finance and Claims.
HB 267, introduced by C. Sprunger, D. Loge, J. Schillinger, T. Smith, T. Falk, L. Hellegaard, J. Fitzpatrick, referred to Finance and Claims.

SPECIAL ORDERS OF THE DAY

Senator Curdy introduced Gus Turner, a long-time leader of the Future Farmers of America (FFA) chapter in Missoula. In 2022, Gus led a team of four students who won the National Food Science Award presented by the FFA.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Beard in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 174 - Senator McKamey moved **SB 174** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Molnar.
Total 1

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

SB 182 - Senator Lenz moved **SB 182** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

SB 83 - Senator Cuffe moved **SB 83** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

SB 188 - Senator Friedel moved **SB 188** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,
Mr. President, Noland, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

SB 202 - Senator Hertz moved **SB 202** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,
Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

SB 214 - Senator McClafferty moved **SB 214** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

SR 12 - Senator McGillvray moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 12**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

SR 14 - Senator McGillvray moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 14**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 22 - Senator Fuller moved **HB 22** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 15 - Senator Salomon moved **HB 15** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 44

Nays: Hinebauch, Manzella, McGillvray, Trebas, Welborn.
Total 5

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 123 - Senator Gillespie moved **HB 123** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Esp, Glimm, Manzella.
Total 3

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 138 - Senator Noland moved **HB 138** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Boldman, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 139 - Senator Gillespie moved **HB 139** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 145 - Senator Small moved **HB 145** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 157 - Senator Vermeire moved **HB 157** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 160 - Senator Vermeire moved **HB 160** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Bogner, Lenz, Mandeville.
Total 3

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved consideration of **HB 162** be passed for the day. Without objection, so ordered.

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Beard moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 48

Nays: Zolnikov.
Total 1

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

HB 24, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 59, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Gross, Lynch.
Total 2

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 70, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 71, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 73, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 98, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 46

Nays: Hinebauch, Lenz, Welborn.
Total 3

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 99, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 113, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Welborn, Zolnikov.
Total 44

Nays: Flowers, Hayman, O'Brien, Usher, Webber.
Total 5

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 120, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Emrich, Esp, Lenz, Manzella, McKamey.
Total 5

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 153, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 182** and **HB 15**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved the Senate reconsider its action on **SB 47** which was indefinitely postponed the previous legislative day. Motion **failed** as follows:

Yeas: Beard, Bogner, Cuffe, Esp, Fitzpatrick, Friedel, Gillespie, Hertz, Hinebauch, Lang, Mandeville, Manzella, McKamey, Molnar, Sales, Salomon, Small, Trebas, Vermeire, Welborn, Zolnikov, Mr. President.
Total 22

Nays: Bartel, Boldman, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Fuller, Glimm, Gross, Hayman, Kelker, Lenz, Lynch, McClafferty, McGillvray, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Tempel, Usher, Vance, Webber.
Total 27

Voted absentee: None.

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

Senator Molnar moved that **SB 161** be taken from the Business, Labor and Economic Affairs Committee and brought before the Committee of the Whole February 7 or February 8, 2023. Motion **failed** as follows:

Yeas: Bogner, Emrich, Esp, Friedel, Fuller, Glimm, Hinebauch, Lenz, Mandeville, McGillvray, McKamey, Molnar, Morigeau, Noland, Regier K, Salomon, Trebas, Vermeire, Zolnikov.
Total 19

Nays: Bartel, Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Manzella, McClafferty, O'Brien, Olsen, Pope, Sales, Small, Tempel, Usher, Vance, Webber, Welborn, Mr. President.
Total 30

Voted absentee: None.

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Senator Small introduced the Pages for the coming week:

Paige Bertelsen from Havre, sponsored by Senator Tempel
Josey Blazer from Ennis, sponsored by Senator Welborn
Gavin Garrison from Glen, sponsored by Senator Welborn
George Shea from Eureka, sponsored by Senator Cuffe

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 02/07/2023, the 27th legislative day. Motion carried.

Senate adjourned at 2:37 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
TWENTY-SEVENTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
February 07, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 83**, **SB 174**, **SB 182**, **SB 188**, **SB 201**, **SB 202**, **SB 214**, **SB 230**, **SB 272**, **SB 273**, **SB 274**, **SB 275**, **SB 276**, **SB 277**, **SB 278**, **SB 279**, **SR 7**, **SR 12**, **SR 14**, **SR 17**, **SR 18**, **SR 19**, **SR 20**, **HB 15**, **HB 22**, **HB 123**, **HB 138**, **HB 139**, **HB 145**, **HB 157**, **HB 160**.
Correctly engrossed: **SB 209**.
Transmitted to the House: **HB 24**, **HB 59**, **HB 70**, **HB 71**, **HB 73**, **HB 98**, **HB 99**, **HB 113**, **HB 120**, **HB 153**.
Signed by the Secretary of the Senate at 3:40 p.m., February 6, 2023: **SB 18**.
Signed by the President at 4:50 p.m., February 06, 2023: **SB 18**.
Signed by the Speaker at 9:52 a.m., February 07, 2023: **SB 18**.
Delivered to the Governor at 11:30 a.m., February 7, 2023: **SB 18**.

REPORTS OF STANDING COMMITTEES

AGRICULTURE, LIVESTOCK AND IRRIGATION (Lang, Chair) 01/31/2023
HB 85, be concurred in.

LOCAL GOVERNMENT (Friedel, Chair) 02/06/2023
SB 206, do pass.
SB 215, introduced bill, be amended with SB0215.001.001 and, as amended, do pass.
SB 220, introduced bill, be amended with SB0220.001.001 and, as amended, do pass.
SB 225, do pass.

NATURAL RESOURCES (Welborn, Chair) 02/06/2023
SB 219, introduced bill, be amended with SB0219.001.001 and, as amended, do pass.

PUBLIC HEALTH, WELFARE AND SAFETY (McGillvray, Chair) 02/06/2023
SB 186, introduced bill, be amended with SB0186.001.001 and, as amended, do pass.
SR 21, be adopted.
SR 22, be adopted.
SR 23, be adopted.
SR 24, be adopted.

STATE ADMINISTRATION (Cuffe, Chair) 02/03/2023
SB 153, do pass.
SB 176, introduced bill, be amended with SB0176.001.002 and, as amended, do pass.
SB 190, do pass.

Without objection, the committee reports were adopted.

MESSAGES FROM THE GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Judicial Standards Commission
MCA § 3-1-1101

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Seth Berglee,** 12291 Halversen Dr, Bigfork, MT 59911, who was appointed on November 9, 2022, and whose term expires July 1, 2023. Mr. Berglee fulfills the requirements as a citizen who is not an attorney or judge of any court, active or retired. I support the confirmation of Mr. Berglee.
- **Roger Webb,** 8 Voss Lane, Park City, MT 59063, who was appointed on July 1, 2021, and whose term expires July 1, 2025. Mr. Webb fulfills the requirements as a citizen who is not an attorney or judge of any court, active or retired. I support the confirmation of Mr. Webb.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Investments
MCA § 2-15-1808

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Porter Bennett**, PO Box 588, Pony, MT, 59747, who was appointed on January 9, 2023, and whose term expires January 1, 2026. Mr. Bennet fulfills the requirements as a Representative of Agriculture. I support the confirmation of Mr. Bennett.
- **Tim Kober**, 1300 W Park St, Butte, MT 59701, who was appointed on January 9, 2023, and whose term expires January 1, 2026. Mr. Kober fulfills the requirements as a representative of labor. I support the confirmation of Mr. Kober.
- **Daniel Trost**, 9 Mueller Ct., Helena, MT 59601, who was appointed on April 28, 2022, and whose term expires January 5, 2025. Mr. Trost fulfills the requirements as a Member of the Teachers' Retirement Board. I support the confirmation of Mr. Trost.
- **Cindy Younkin**, PO Box 213, McAllister, MT 59740, who was appointed on January 9, 2023, and whose term expires January 1, 2026. Ms. Younkin fulfills the requirements as an Attorney. I support the confirmation of Ms. Younkin.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Massage Therapy
MCA § 2-15-1782

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Susan Carlson**, 1509 13th St. West, Billings, MT 59102, was appointed to serve a term starting July 1, 2022, and whose term ends July 1, 2026. Ms. Carlson fulfills the qualifications as a Licensed Massage Therapist. I support the confirmation of Ms. Carlson.
- **Dr. John Griffin**, 2101 Turmaline Court, Helena, MT 59601, was appointed to serve a term starting August 25, 2021, and whose term ends April 30, 2025. Dr. Griffin fulfills the requirements as a Licensed Health Care Provider. I support the confirmation of Mr. Griffin.
- **Jennifer Roth**, 611 Burlington Avenue, Billings, MT 59101, was appointed to serve a term starting August 25, 2021, and whose term ends April 30, 2025. Ms. Roth fulfills the qualifications of being a Licensed Massage Therapist. I support the confirmation of Ms. Roth.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate bills and joint resolutions concurred and returned to the Senate: 02/06/2023

SB 45, introduced by W. McKamey
SB 102, introduced by M. Cuffe
SJ 4, introduced by W. McKamey

Senate bill concurred in as amended, and returned to the Senate for concurrence in House amendments: 02/06/2023

SB 6, introduced by J. Gross

House bills passed and transmitted to the Senate for concurrence: 02/06/2023

HB 266, introduced by T. Brockman
HB 283, introduced by S. Galloway

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced and read first time:

SB 280, introduced by M. Lang, R. Knudsen.
SB 281, introduced by P. Flowers, E. McClafferty, J. Welborn, G. Hertz, R. Lynch, A. Olsen, W. Curdy, J. Ellis, K. Kelker, C. Pope, S. Webber, R. Fitzgerald, J. Gross, B. Gillespie, M. Fox, P. Fielder, S. Gist, S. O'Brien, R. Miner, E. Matthews, G. Nikolakakos, J. Karlen.
SB 282, introduced by D. Lenz.
SB 283, introduced by M. Noland, K. Regier, C. Glimm.
SB 284, introduced by C. Glimm.
SB 285, introduced by C. Glimm.
SB 286, introduced by S. Fitzpatrick.
SB 287, introduced by S. Fitzpatrick.
SB 288, introduced by M. Cuffe.
SB 289, introduced by C. Friedel.
SB 290, introduced by D. Zolnikov.

The following Senate joint resolution was introduced and read first time:

SJ 10, introduced by M. Cuffe.

The following House bills were introduced and read first time:

HB 266, introduced by T. Brockman.
HB 283, introduced by S. Galloway.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Hinebauch in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Majority Leader Fitzpatrick moved consideration of **HB 54**, **HB 86**, **HB 162**, and **HJ 1** be passed for the day. Without objection, so ordered.

SB 199 - Senator Hertz moved **SB 199** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 30

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Tempel, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 83 - Senator Gross moved **HB 83** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

SB 99 - Senator Fuller moved **SB 99** do pass. During discussion, Senator Flowers arose several times on points of order regarding the use of language and terms which he considered inappropriate or offensive. Senator Usher arose on a point of personal privilege and stated his belief that amputee is an appropriate term for the discussion. Senator Manzella requested two definitions be placed into the record: 1) Amputation is the removal of a limb by trauma, illness, or surgery; and 2) A bilateral mastectomy is a surgery in which both breasts are removed at the same time.

Senator Flowers moved to indefinitely postpone **SB 99**, then withdrew his motion following a discussion of the rule.

Senator Fuller's motion carried as follows:

Yeas: Bartel, Beard, Bogner, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Small, Tempel, Trebas, Usher, Vance, Zolnikov.
Total 28

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Vermeire, Webber, Welborn.
Total 21

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 58 - Senator Hertz moved **HB 58** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 111 - Senator Usher moved **HB 111** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

Vote totals include a change of vote from No to Yes, made this date by Senator Cuffe under Order of Business 9, Motions.

HB 28 - Senator Lang moved **HB 28** be concurred in. Motion carried as follows:

Yeas: Bogner, Boldman, Cuffe, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Manzella, McClafferty, McKamey, Molnar, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 40

Nays: Bartel, Beard, Curdy, Lynch, Mandeville, McGillvray, Morigeau, Tempel, Zolnikov.
Total 9

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 121 - Senator McClafferty moved **HB 121** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 149 - Senator Emrich moved **HB 149** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 166 - Senator Sales moved **HB 166** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 124 - Senator Trebas moved **HB 124** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 18 - Senator Webber moved **HB 18** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Hinebauch moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Bartel, Beard, Bogner, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 124 passed as follows:

Yeas: Bartel, Beard, Bogner, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

SB 83 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

SB 174 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

SB 188 passed as follows:

Yeas: Bartel, Beard, Bogner, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,
Mr. President, Noland, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

SB 202 passed as follows:

Yeas: Bartel, Beard, Bogner, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,
Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

SB 214 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 22, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 123, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Esp, Glimm.
Total 2

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 138, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 39

Nays: Boldman, Dunwell, Ellis, Flowers, Gross, Hayman, O'Brien, Olsen, Pope, Webber.
Total 10

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 139, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 145, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 157, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

HB 160, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Lenz.
Total 1

Voted absentee: None.
Total 0

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved **HB 28**, heard under second reading this date, be re-referred to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved that **HB 171** be taken from the Public Health, Welfare and Safety Committee and re-referred to the Education and Cultural Resources Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved that **SB 28** be taken from the Taxation Committee and re-referred to the Finance and Claims Committee. Without objection, so ordered.

Senator Cuffe moved to change his second reading vote on **HB 111** from No to Yes. Without objection so ordered.

Senator Small moved that **SB 276** be taken from the Judiciary Committee and re-referred to the Business and Labor Committee. Motion carried as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Fuller, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn, Zolnikov.
Total 27

Nays: Bartel, Beard, Bogner, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Regier K, Trebas, Usher, Vance, Mr. President.
Total 22

Voted absentee: None.

Excused: Brown.
Total 1

Absent or not voting: None.
Total 0

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 02/08/2023, the 28th legislative day. Motion carried.

Senate adjourned at 3:09 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
TWENTY-EIGHTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
February 08, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 99**, **SB 153**, **SB 190**, **SB 199**, **SB 206**, **SB 225**, **SB 280**, **SB 281**, **SB 282**, **SB 283**, **SB 284**, **SB 285**, **SB 286**, **SB 289**, **SB 290**, **SR 21**, **SR 22**, **SR 23**, **SR 24**, **SJ 10**, **HB 18**, **HB 28**, **HB 58**, **HB 83**, **HB 85**, **HB 111**, **HB 121**, **HB 124**, **HB 149**, **HB 166**.
Correctly engrossed: **SB 176**, **SB 186**, **SB 215**, **SB 219**, **SB 220**.
Correctly enrolled: **SB 7**, **SB 34**, **SB 35**, **SB 40**.
Transmitted to the House: **SB 83**, **SB 124**, **SB 174**, **SB 188**, **SB 202**, **SB 214**, **HB 22**, **HB 123**, **HB 138**, **HB 139**, **HB 145**, **HB 157**, **HB 160**.

REPORTS OF STANDING COMMITTEES

FINANCE AND CLAIMS (Esp, Chair) 02/07/2023
SB 19, do pass.
SB 60, do pass.
SB 94, introduced bill, be amended with SB0094.002.001 and, as amended, do pass.
SB 95, do pass.
SB 163, do pass.
SB 168, do pass.
HB 175, be concurred in.

HIGHWAYS AND TRANSPORTATION (Manzella, Chair) 02/07/2023
SB 221, do pass.
SB 234, do pass.
HB 76, be concurred in.

Without objection, the committee reports were adopted.

MESSAGES FROM THE GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Nursing
MCA § 2-15-1734

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Alicia Beagles,** 1703 21st Ave South, Great Falls MT 59405, is appointed to serve a term starting September 14, 2022, and through July 1, 2026. Alicia Beagles fulfills the qualifications of being Registered Nurse. I support the confirmation of Ms. Beagles.
- **Lee Ann Evatt,** PO Box 637, Fairfield MT 59436, is appointed to serve a term starting September 14, 2022, and through July 1, 2026. Lee Ann Evatt fulfills the qualifications of being Licensed Practical Nurse. I support the confirmaiton of Ms. Evatt.
- **Betsy Mancuso,** PO Box 966, Manhattan MT 59741, is appointed to serve a term starting September 14, 2022, and through July 1, 2026. Betsy Mancuso fulfills the qualifications of being Public Member. I support the confirmation of Ms. Mancuso.
- **Desma Meissner**, 725 53rd St. S., Great Falls, MT 59405, is appointed to serve a term starting December 19, 2022, and through July 1, 2024. Desma Meissner fulfills the qualifications as a Registered Professional Nurse (RN), with experience in a school of nursing. I support the confirmation of Ms. Meissner.
- **Russell Motschenbacher,** 508 33rd Ave NE, Great Falls, MT 59404, is appointed to serve a term starting July 21, 2021, and through June 30, 2025. Mr. Motschenbacher fulfills the qualifications of being a registered nurse. I support the confirmation of Mr. Motschenbacher.
- **Constance Neumann,** PO Box 830, Kila MT 59920, is appointed to serve a term starting September 14, 2022, and through July 1, 2026. Constance Neumann fulfills the qualifications of being Public Member. I support the confirmation of Ms. Neumann.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process.

Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.
Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Montana Tax Appeal Board
MCA § 15-2-101

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Travis Brown**, 606 Peosta Ave, Helena, MT 59601, who was appointed on January 1, 2023 and whose term expires January 1, 2029. Mr. Brown fulfills the requirements as a Public Representative. I support the confirmation of Mr. Brown.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR
January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Optometry
MCA § 2-15-1736

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Kristi Schied**, 2430 Lydia Lane, Billings, MT 59102, is appointed to serve a term starting August 25, 2021, and through April 1, 2025. Ms. Schied fulfills the qualifications of being a Registered Optometrist. I support the confirmation of Ms. Schied.
- **Ron Benner**, PO Box 190, Laurel, MT 59044, is appointed to serve a term starting August 25, 2021 through April 1, 2025. Mr. Benner fulfills the qualifications of being a Registered Optometrist. I support the confirmation of Mr. Benner.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate Bills concurred in and returned to the Senate:

02/07/2023

SB 62, introduced by D. Zolnikov
SB 80, introduced by M. Fox

House bills passed and transmitted to the Senate for concurrence: 02/07/2023

HB 289, introduced by G. Oblander
HB 292, introduced by J. Dooling
HB 303, introduced by A. Regier

HB 310, introduced by J. Carlson
HB 326, introduced by K. Seekins-Crowe
HB 344, introduced by M. Thane, requiring adoption by an affirmative roll call vote of **2/3 of Each House** is transmitted to the Senate with the following vote: Ayes: 66 Nays: 32

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 291, introduced by G. Hertz, referred to Taxation.
SB 292, introduced by G. Hertz, referred to Taxation.
SB 293, introduced by M. Noland, M. Cuffe, J. Cohenour, C. Glimm, G. Hertz, W. Curdy, J. Ellis, S. Gunderson, D. Fern, D. Loge, S. Vinton, N. Duram, M. Marler, T. Vermeire, referred to Fish and Game.
SB 294, introduced by B. Usher, E. Buttrey, S. Fitzpatrick, J. Esp, T. McGillvray, J. Welborn, L. Jones, C. Glimm, G. Hertz, D. Zolnikov, D. Lenz, R. Lynch, K. Kelker, T. Manzella, W. McKamey, M. Noland, S. Hinebauch, L. Sheldon-Galloway, J. Trebas, D. Bartel, W. Sales, E. Boldman, J. Small, J. Gross, J. Ellsworth, J. Fuller, K. Bogner, B. Gillespie, B. Mercer, P. Flowers, J. Carlson, A. Regier, C. Friedel, L. Deming, D. Emrich, T. Vermeire, G. Kmetz, referred to Judiciary.
SB 295, introduced by B. Gillespie, M. Cuffe, D. Salomon, K. Regier, J. Welborn, J. Cohenour, B. Molnar, C. Glimm, M. Lang, F. Mandeville, W. McKamey, M. Noland, D. Loge, R. Fitzgerald, S. Vinton, B. Beard, J. Small, M. Hopkins, R. Tempel, N. Duram, J. Fuller, K. Bogner, T. Moore, P. Flowers, B. Phalen, K. Zolnikov, A. Regier, S. Kerns, S. Galloway, S. Gist, G. Frazer, R. Marshall, M. Thane, C. Friedel, M. Yakawich, G. Oblander, N. Nicol, D. Emrich, S. Vance, T. Vermeire, G. Nikolakakos, Z. Wirth, referred to Fish and Game.

The following Senate resolution was introduced, read first time, and referred to committee:

SR 51, introduced by D. Salomon, referred to Education and Cultural Resources.

The following Senate bill was introduced and read first time:

SB 296, introduced by B. Beard, F. Smith, E. Buttrey, S. Fitzpatrick, M. Caferro, B. Molnar, J. Fielder, M. Lang, D. Lenz, B. Brown, M. Dunwell, S. Hinebauch, D. Fern, D. Loge, R. Fitzgerald, C. Knudsen, S. Vinton, T. Welch, K. Abbott, J. Small, R. Knudsen, J. Dooling, T. Running Wolf, J. Kassmier, C. Keogh, B. Ler, B. Phalen, F. Nave, L. Brewster, A. Regier, L. Reksten, J. Schillinger, K. Seekins-Crowe, M. Malone, A. Buckley, M. Bertoglio, M. Binkley, R. Marshall, M. Thane, M. Yakawich, T. Brockman, R. Miner, G. Parry, G. Oblander, L. Deming, D. Emrich, J. Bergstrom, S. Howell, Z. Wirth.

The following Senate bills, previously introduced, were referred to committee:

SB 280, introduced by M. Lang, R. Knudsen, referred to Fish and Game.
SB 281, introduced by P. Flowers, E. McClafferty, J. Welborn, G. Hertz, R. Lynch, A. Olsen, W. Curdy, J. Ellis, K. Kelker, C. Pope, S. Webber, R. Fitzgerald, J. Gross, B. Gillespie, M. Fox, P. Fielder, S. Gist, S. O'Brien, R. Miner, E. Matthews, G. Nikolakakos, J. Karlen, referred to Fish and Game.

SB 282, introduced by D. Lenz, referred to Public Health, Welfare and Safety.
SB 283, introduced by M. Noland, K. Regier, C. Glimm, referred to Business, Labor, and Economic Affairs.
SB 284, introduced by C. Glimm, referred to Public Health, Welfare and Safety.
SB 285, introduced by C. Glimm, referred to Local Government.
SB 286, introduced by S. Fitzpatrick, referred to Judiciary.
SB 287, introduced by S. Fitzpatrick, referred to Judiciary.
SB 288, introduced by M. Cuffe, referred to Highways and Transportation.
SB 289, introduced by C. Friedel, referred to Education and Cultural Resources.
SB 290, introduced by D. Zolnikov, referred to State Administration.

The following Senate joint resolution, previously introduced, was referred to committee:

SJ 10, introduced by M. Cuffe, referred to Energy and Telecommunications.

The following House bills were introduced and read first time:

HB 289, introduced by G. Oblander.
HB 292, introduced by J. Dooling.
HB 303, introduced by A. Regier.
HB 310, introduced by J. Carlson.
HB 326, introduced by K. Seekins-Crowe.
HB 344, introduced by M. Thane.

The following House bills, previously introduced, were referred to committee:

HB 266, introduced by T. Brockman, referred to Judiciary.
HB 283, introduced by S. Galloway, E. Buttrey, J. Read, B. Keenan, D. Zolnikov, T. Manzella, M. Noland, D. Loge, F. Anderson, L. Sheldon-Galloway, J. Trebas, C. Knudsen, B. Usher, S. Vinton, M. Hopkins, R. Knudsen, T. Moore, B. Ler, B. Phalen, F. Nave, L. Brewster, K. Zolnikov, A. Regier, L. Reksten, J. Schillinger, J. Gillette, C. Hinkle, M. Binkley, R. Marshall, C. Friedel, S. Essmann, M. Yakawich, T. Brockman, T. Smith, G. Oblander, N. Nicol, L. Deming, C. Sprunger, T. Falk, J. Bergstrom, G. Kmetz, P. Green, J. Etchart, W. Rusk, referred to Local Government.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Lang in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 54 - Senator Brown moved **HB 54** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0
Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 86 - Senator Brown moved **HB 86** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Vote totals include a change of vote from No to Yes made by Senator Cuffe this day under Order of Business 9, Motions.

HB 162 - Senator Brown moved **HB 162** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJ 1 - Senator Brown moved **HJ 1** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 201 - Senator Hertz moved **SB 201** do pass.

SB 201 - Senator Olsen moved **SB 201**, second reading copy, be amended with SB0201.001.003. Amendment **not adopted** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 201 - Senator Hertz moved **SB 201**, second reading copy, be amended with SB0201.001.004. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 201, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Boldman, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 209 - Senator Hertz moved **SB 209** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Lenz, McGillvray.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 230 - Senator Fuller moved **SB 230** do pass. Motion **failed** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Noland, Regier K, Trebas, Usher, Zolnikov.
Total 20

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Welborn.
Total 30

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 230 - Majority Leader Fitzpatrick moved **SB 230** be **indefinitely postponed**. Motion carried as follows:

Yeas: Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lynch, McClafferty, McGillvray, McKamey,

Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Welborn.
Total 35
Nays: Bartel, Bogner, Brown, Emrich, Fuller, Glimm, Hinebauch, Lenz, Mandeville, Manzella, Noland, Regier K, Trebas, Usher, Zolnikov.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 7 - Senator Regier moved the nomination transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 7**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 50

Nays: None.
Total 0

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 17 - Senator McGillvray moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 17**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 18 - Senator McGillvray moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 18**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 19 - Senator McGillvray moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 19**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Lang.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 20 - Senator McGillvray moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 20**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 21 - Senator Salomon moved **HB 21** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 31 - Senator Sales moved **HB 31** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 43

Nays: Beard, Emrich, Esp, Fuller, Lenz, McGillvray, Vance.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 41 - Senator Small moved **HB 41** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lenz, Lynch, McClafferty, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 39

Nays: Emrich, Esp, Glimm, Hinebauch, Lang, Mandeville, Manzella, McGillvray, Mr. President, Regier K, Usher.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 48 - Senator Gillespie moved **HB 48** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Lenz, McGillvray.
Total 2
Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Lang moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 99 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Small, Tempel, Trebas, Usher, Vance, Welborn, Zolnikov.
Total 30

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Vermeire, Webber.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 199 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov, Mr. President.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 18, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 58, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 83, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 111, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 121, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Usher.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 124, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 149, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 166, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Senator Cuffe moved to change his second reading vote this date on **HB 86** from No to Yes. Without objection, so ordered.

Senator Molnar moved to **suspend joint rule** 40-50(2)(b) related to the deadline to introduce a bill. Motion carried as follows:

Yeas: Bartel, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O\'Brien, Olsen, Pope, Regier K, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Zolnikov, Mr. President.
Total 43

Nays: Beard, Bogner, Hertz, Lenz, Sales, Usher, Welborn.
Total 7

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 02/09/2023, the 29th legislative day. Motion carried.

Senate adjourned at 2:19 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
TWENTY-NINTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
February 09, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. Forty-nine members present. Senator Esp, excused. Quorum Present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 19**, **SB 60**, **SB 95**, **SB 163**, **SB 168**, **SB 209**, **SB 221**, **SB 234**, **SB 291**, **SB 292**, **SB 293**, **SB 294**, **SB 295**, **SB 296**, **SR 7**, **SR 17**, **SR 18**, **SR 19**, **SR 20**, **SR 51**, **HB 21**, **HB 31**, **HB 41**, **HB 48**, **HB 54**, **HB 76**, **HB 86**, **HB 162**, **HB 175**, **HJ 1**.
Correctly engrossed: **SB 94**, **SB 201**.
Examined by the sponsor and found to be correct: **SB 7**, **SB 34**, **SB 35**, **SB 40**, **SR 6**, **SR 8**, **SR 9**, **SR 10**, **SR 26**, **SR 27**, **SR 28**.
Correctly enrolled: **SR 6**, **SR 8**, **SR 9**, **SR 10**, **SR 26**, **SR 27**, **SR 28**, **SR 34**, **SR 36**, **SR 37**, **SR 39**, **SR 41**, **SR 42**.
Transmitted to the House: **SB 99**, **SB 199**, **HB 18**, **HB 58**, **HB 83**, **HB 111**, **HB 121**, **HB 124**, **HB 149**, **HB 166**.

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR AND ECONOMIC AFFAIRS (Small, Chair) 02/09/2023
SB 260, do pass.
SR 29, be adopted.
SR 30, be adopted.
SR 38, be adopted.
SR 40, be adopted.

JUDICIARY (Regier, Chair) 02/08/2023
SB 224, introduced bill, be amended with SB0224.001.005 and, as amended, do pass.
SB 229, introduced bill, be amended with SB0229.001.001 and, as amended, do pass.
SB 265, introduced bill, be amended with SB0265.001.001 and, as amended, do pass.

LOCAL GOVERNMENT (Friedel, Chair) 02/08/2023
SB 226, introduced bill, be amended with SB0226.001.001 and, as amended, do pass.
SB 227, introduced bill, be amended with SB0227.001.001 and, as amended, do pass.

PUBLIC HEALTH, WELFARE AND SAFETY (McGillvray, Chair) 02/08/2023
SR 25, be adopted.
SR 46, be adopted.
SR 48, be adopted.

STATE ADMINISTRATION (Cuffe, Chair) 02/08/2023
SB 93, introduced bill, be amended with SB0093.001.001 and, as amended, do pass.

TAXATION (Hertz, Chair) 02/09/2023
SR 11, be adopted.

Without objection, the committee reports were adopted.

MESSAGES FROM THE GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President By Hand and Electronic Delivery
Montana State Senate
Helena, MT 59620

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Crime Control
MCA § 2-25-2008

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Doug Overman,** 312 1st Ave E, Kalispell, MT 59901, who was appointed on February 15, 2022, and whose term expires January 1, 2026. Mr. Overman fulfills the requirements as a representative from Montana Association of Chiefs of Police. I support the confirmation of Mr. Overman.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Housing
MCA § 2-15-1814

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Tonya Plummer**, 353 Old Hays Road, Hays MT 59527, who was appointed on January 1, 2023, and whose term expires January 1, 2025. Ms. Plummer fulfills the requirements as a member informed and experienced in housing, economics, or finance. I support the confirmation of Ms. Plummer.
- **John Wright**, 511 Yellowstone Ave, Billings, MT 59101, who was appointed on June 13, 2022, and whose term expires January 5, 2025. Mr. Wright fulfills the requirements as a lawyer. I support the confirmation of Mr. Wright.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Environmental Review
MCA § 2-15-3502

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Stacy Aguirre,** PO Box 1265, Glendive, MT 59330, who was appointed on January 1, 2023, and whose term expires January 1, 2025. Ms. Aguirre fulfills the requirements as a public member. I support the confirmation of Ms. Aguirre.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bill passed and transmitted to the Senate for concurrence: 02/08/23

HB 82, introduced by G. Nikolakakos
HB 91, introduced by C. Sprunger
HB 154, introduced by P. Tuss
HB 196, introduced by L. Hellegaard
HB 241, introduced by J. Kassmier
HB 302, introduced by A. Buckley
HB 312, introduced by J. Etchart

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 296, introduced by B. Beard, F. Smith, E. Buttrey, S. Fitzpatrick, M. Caferro, B. Molnar, . Fielder, M. Lang, D. Lenz, B. Brown, M. Dunwell, S. Hinebauch, D. Fern, D. Loge, R. Fitzgerald, C. Knudsen, S. Vinton, T. Welch, K. Abbott, J. Small, R. Knudsen, J. Dooling, T. Running Wolf, J. Kassmier, C. Keogh, B. Ler, B. Phalen, F. Nave, L. Brewster, A. Regier, L. Reksten, . Schillinger, K. Seekins-Crowe, M. Malone, A. Buckley, M. Bertoglio, M. Binkley, R. Marshall, . Thane, M. Yakawich, T. Brockman, R. Miner, G. Parry, G. Oblander, L. Deming, D. Emrich, . Bergstrom, S. Howell, Z. Wirth, referred to Public Health, Welfare and Safety.
SB 297, introduced by T. Vermeire, B. Beard, referred to Judiciary.
SB 298, introduced by B. Molnar, referred to Fish and Game.
SB 299, introduced by B. Usher, referred to Judiciary.
SB 300, introduced by E. McClafferty, D. Salomon, R. Lynch, W. Curdy, M. Dunwell, J. Ellis, . Hayman, K. Kelker, C. Pope, S. Webber, F. Anderson, E. Boldman, S. Morigeau, J. Gross, . Flowers, M. Fox, S. O'Brien, J. Lynch, referred to Public Health, Welfare and Safety.
SB 301, introduced by G. Hertz, S. Fitzpatrick, M. Bertoglio, C. Sprunger, referred to Local Government.
SB 302, introduced by D. Emrich, S. Fitzpatrick, T. McGillvray, S. Hinebauch, J. Trebas, J. Kassmier, B. Phalen, J. Bergstrom, referred to State Administration.
SB 303, introduced by G. Hertz, referred to Taxation.

The following Senate resolution was introduced, read first time, and referred to committee:

SR 52, introduced by M. Lang, referred to Agriculture, Livestock and Irrigation.

The following Senate joint resolution was introduced, read first time, and referred to committee:

SJ 11, introduced by K. Regier, referred to Judiciary.

The following Senate bills were introduced and read first time:

SB 304, introduced by M. Cuffe.
SB 305, introduced by T. McGillvray.

The following House bills were introduced and read first time:

HB 82, introduced by G. Nikolakakos (by request of the Department of Military Affairs).
HB 91, introduced by C. Sprunger (by request of the State Library Commission).
HB 154, introduced by P. Tuss (by request of the Department of Labor and Industry).
HB 196, introduced by L. Hellegaard.
HB 241, introduced by J. Kassmier.
HB 302, introduced by A. Buckley.
HB 312, introduced by J. Etchart.

The following House bill, previously introduced, was referred to committee:

HB 228, introduced by T. Moore, T. McGillvray, D. Lenz, F. Mandeville, J. Trebas, S. Vinton,

N. Duram, B. Mercer, L. Brewster, S. Gist, S. Essmann, C. Sprunger, T. Falk, L. Hellegaard, referred to Business, Labor, and Economic Affairs.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Pope in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Majority Leader Fitzpatrick moved consideration of **SB 176** be passed for the day. Without objection, so ordered.

SB 153 - Senator Molnar moved **SB 153** do pass. Motion **failed** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Gross, Hayman, Hinebauch, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber, Zolnikov.
Total 20

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn.
Total 30

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 153 - Majority Leader Fitzpatrick moved **SB 153** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey,
Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Gross, Hayman, Kelker, Lenz, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber, Zolnikov.
Total 18

Voted absentee: None.
Total 0

Excused: Esp.
Total 1

Absent or not voting: None.
Total 0

Vote totals include a change of vote, from Yes to No, made this date by Senator Dunwell under Order of Business 9, Motions.

SB 190 - Senator Mandeville moved **SB 190** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Ellis, Emrich, McGillvray, Molnar, Olsen, Salomon.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 215 - Majority Leader Fitzpatrick moved **SB 215** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 219 - Senator Curdy moved **SB 219** do pass. Motion carried as follows:

Yeas: Beard, Boldman, Brown, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lynch, McClafferty, McKamey, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 37

Nays: Bartel, Bogner, Cuffe, Emrich, Friedel, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Zolnikov.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 220 - Senator Glimm moved **SB 220** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 225 - Senator Glimm moved **SB 225** do pass. Motion carried as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 31

Nays: Beard, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Tempel, Webber.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 21 - Senator McGillvray moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 21**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 22 - Senator McGillvray moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 22**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 23 - Senator McGillvray moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 23**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 24 - Senator McGillvray moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 24**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 133 - Senator Hinebauch moved **HB 133** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 41

Nays: Ellis, Fuller, Glimm, Gross, Lenz, Manzella, McClafferty, Molnar, Olsen.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Pope moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Molnar.
Total 1

Voted absentee: None.
Total 0

Excused: Esp.
Total 1

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 19 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: Esp.
Total 1

Absent or not voting: None.
Total 0

SB 95 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 36

Nays: Boldman, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 163 passed as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Beard, Flowers, Olsen.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 168 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 46

Nays: Emrich, Lenz, McGillvray, Zolnikov.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 209 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch,

Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Lenz, McGillvray, McKamey.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 21, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 31, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Beard, Emrich, Lenz, McGillvray, McKamey.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 41, concurred in as follows:

Yeas: Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lenz, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 35

Nays: Bartel, Bogner, Brown, Emrich, Esp, Friedel, Glimm, Hinebauch, Lynch, Mandeville, Manzella, McGillvray, Noland, Regier K, Zolnikov.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 48, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Lenz, McGillvray, McKamey.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 54, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 86, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 162, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch,

Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJ 1, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 225**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Senator Dunwell moved to change her second reading vote on the motion to indefinitely postpone **SB 153** from Yes to No. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 02/10/2023, the 30th legislative day. Motion carried.

Senate adjourned at 2:39 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
THIRTIETH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
February 10, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. Forty-eight members present. Senators Esp and McGillvray, excused. Quorum Present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 190**, **SB 215**, **SB 219**, **SB 220**, **SB 225**, **SB 260**, **SB 297**, **SB 298**, **SB 299**, **SB 300**, **SB 301**, **SB 302**, **SB 303**, **SB 304**, **SB 305**, **SR 11**, **SR 25**, **SR 29**, **SR 30**, **SR 38**, **SR 40**, **SR 46**, **SR 48**, **SR 52**, **SJ 11**, **HB 133**.
Correctly engrossed: **SB 93**, **SB 224**, **SB 226**, **SB 227**, **SB 229**, **SB 265**.
Examined by the sponsor and found to be correct: **SB 34**, **SR 36**, **SR 37**, **SR 39**, **SR 41**, **SR 42**.
Transmitted to the House: **SB 19**, **SB 95**, **SB 163**, **SB 168**, **SB 209**, **HB 21**, **HB 31**, **HB 41**, **HB 48**, **HB 54**, **HB 86**, **HB 162**, **HJ 1**.
Signed by the Secretary of the Senate at 8:00 a.m., February 10, 2023: **SB 7**, **SB 34**, **SB 35**, **SB 40**, **SR 6**, **SR 8**, **SR 9**, **SR 10**, **SR 26**, **SR 27**, **SR 28**.
Signed by the President at 9:00 a.m., February 10, 2023: **SB 7**, **SB 34**, **SB 35**, **SB 40**, **SR 6**, **SR 8**, **SR 9**, **SR 10**, **SR 26**, **SR 27**, **SR 28**.
Signed by the Speaker at 12:26 p.m., February 10, 2023: **SB 7**, **SB 34**, **SB 35**, **SB 40**.
Delivered to the Secretary of State at 12:10 p.m., February 10, 2023: **SR 6**, **SR 8**, **SR 9**, **SR 10**, **SR 26**, **SR 27**, **SR 28**.
Delivered to the Governor at 3:45 p.m., February 10, 2023: **SB 7**, **SB 34**, **SB 35**, **SB 40**.

REPORTS OF STANDING COMMITTEES

AGRICULTURE, LIVESTOCK AND IRRIGATION (Lang, Chair) — 02/09/2023
SB 217, do pass.
SJ 9, do pass.
HB 51, be concurred in.
HB 66, be concurred in.
HB 84, be concurred in.
HB 104, be concurred in.

FINANCE AND CLAIMS (Esp, Chair) — 02/09/2023
SB 121, do pass.
SB 148, do pass.

STATE ADMINISTRATION (Cuffe, Chair) — 02/08/2023
SB 117, introduced bill, be amended with SB0117.001.004 and, as amended, do pass.

Without objection, the committee reports were adopted.

MESSAGES FROM THE GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated Sections 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Nursing Home Administrators
MCA § 2-15-1735

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Kelly Bilau,** 350 Conway Dr., Kalispell, MT 59901, is appointed to serve a term starting November 2, 2022, and through June 1, 2027. Kelly Bilau fulfills the qualifications of being a Nursing Home Administrator. Ms. Bilau replaces Ryan Tooke whose term expired June 1, 2022. I support the confirmation of Ms. Bilau.
- **Mitch Hartley,** 94 Bend View Ln., Great Falls, MT 59404, is appointed to serve a term starting November 2, 2022, and through June 1, 2027. Mitch Hartley fulfills the qualifications of being in a profession or institution concerned with the care of chronically ill or infirm aged patients. Mr. Hartley replaces Bill Bronson whose term expired June 1, 2022. I support the confirmation of Mr. Hartley.
- **Carla Neiman,** PO Box 768, Plains, Montana 59859, is reappointed to serve a term starting November 2, 2022, and through June 1, 2027. Ms. Neiman fulfills the qualifications of being in a profession or institution concerned with the care of chronically ill or infirm aged patients. I support the confirmation of Ms. Neiman.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated Sections 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Psychologists
MCA § 2-15-1741

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Loretta Bolyard**, 209 S. Montana St. STE B2, Butte, MT 59701, who was appointed on February 7, 2022, and whose term expires September 1, 2026. Ms. Bolyard fulfills the requirements as a Psychologist in the Healthcare Industry. I support the confirmation of Ms. Bolyard.
- **Jackie Mohler**, 1772 Blue Grass Lane, Helena, MT 59602, who was appointed on October 1, 2022, and whose term expires September 1, 2027. Ms. Mohler fulfills the requirements as a Behavior Analyst. I support the confirmation of Ms. Mohler.

I have included the appointees' resumes, biography, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Pardons and Parole
MCA § 2-15-2305

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Brad Newman**, 514 North Henry, Butte, MT 59701, was appointed to serve a term starting January 1, 2023, and through January 1, 2029. Brad Newman fulfills the requirements as someone with extensive experience in the criminal justice system. I support the confirmation of Mr. Newman.
- **James Patelis,** PO Box 81308, Billings MT 59108, was appointed to serve a term starting June 1, 2021, and through January 1, 2027. Jimmy Patellis fulfills the requirements as someone with extensive experience in the criminal justice system. I support the confirmation of Mr. Patellis.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 02/09/2023

HB 3, introduced by L. Jones
HB 234, introduced by B. Phalen
HB 279, introduced by S. Kerns

HB 281, introduced by T. Brockman
HB 282, introduced by S. Galloway
HB 287, introduced by J. Windy Boy
HB 305, introduced by E. Buttrey
HB 327, introduced by L. Hellegaard

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 306, introduced by B. Molnar, S. Hinebauch, referred to Education and Cultural Resources.
SB 307, introduced by M. Noland, referred to Judiciary.
SB 308, introduced by K. Bogner, J. Carlson, referred to Public Health, Welfare and Safety.
SB 309, introduced by D. Bartel, referred to Highways and Transportation.
SB 310, introduced by J. Small, E. Buttrey, D. Salomon, J. Welborn, B. Molnar, R. Lynch, M. Dunwell, K. Kelker, C. Knudsen, S. Vinton, E. Boldman, S. Morigeau, J. Gross, D. Harvey, E. Kerr-Carpenter, K. Bogner, B. Gillespie, P. Flowers, M. Fox, B. Ler, K. Zolnikov, S. Gist, A. Buckley, K. Kortum, M. Bertoglio, G. Frazer, C. Friedel, M. Yakawich, T. Brockman, E. Matthews, G. Nikolakakos, D. Baum, S. Howell, J. Karlen, referred to Business, Labor, and Economic Affairs.
SB 311, introduced by B. Usher, K. Regier, G. Hertz, B. Brown, T. Manzella, M. Noland, S. Hinebauch, J. Fuller, A. Regier, D. Emrich, referred to Judiciary.
SB 312, introduced by T. Vermeire, D. Salomon, J. Welborn, D. Zolnikov, R. Lynch, C. Pope, E. Boldman, C. Friedel, referred to Business, Labor, and Economic Affairs.
SB 313, introduced by K. Regier, referred to Judiciary.
SB 314, introduced by S. Fitzpatrick, referred to Business, Labor, and Economic Affairs.
SB 315, introduced by M. Dunwell, E. McClafferty, R. Lynch, A. Olsen, D. Hayman, S. Webber, E. Boldman, S. Morigeau, J. Gross, E. Kerr-Carpenter, M. Marler, S. O'Brien, M. Romano, B. Carter, Z. Zephyr, referred to Education and Cultural Resources.

The following Senate bill was introduced and read first time:

SB 316, introduced by W. Curdy, S. Morigeau, P. Flowers.

The following Senate bill, previously introduced, was referred to committee:

SB 305, introduced by T. McGillvray, referred to Fish and Game.

The following House bills were introduced and read first time:

HB 3, introduced by L. Jones.
HB 234, introduced by B. Phalen, B. Ler, B. Mitchell, J. Schillinger, S. Essmann, G. Oblander, J. Bergstrom, G. Kmetz.
HB 279, introduced by S. Kerns, E. Buttrey, D. Zolnikov, W. McKamey, D. Loge, F. Anderson, D. Bartel, C. Hinkle, T. Smith, J. Bergstrom.
HB 281, introduced by T. Brockman.
HB 282, introduced by S. Galloway, E. Buttrey, J. Read, B. Keenan, D. Zolnikov, T. Manzella, M. Noland, D. Loge, F. Anderson, L. Sheldon-Galloway, J. Trebas, B. Usher, S. Vinton,

M. Hopkins, R. Knudsen, B. Mercer, T. Moore, B. Ler, B. Phalen, F. Nave, L. Brewster, A. Regier, L. Reksten, J. Schillinger, J. Gillette, C. Hinkle, M. Binkley, R. Marshall, C. Friedel, S. Essmann, M. Yakawich, T. Brockman, T. Smith, G. Oblander, N. Nicol, L. Deming, T. Falk, J. Bergstrom, G. Kmetz, P. Green, J. Etchart, W. Rusk, B. Carter.
HB 287, introduced by J. Windy Boy, F. Smith, D. Salomon, M. Caferro, S. Stewart Peregoy, L. Jones, J. Cohenour, A. Olsen, W. Curdy, S. Webber, D. Fern, J. Hamilton, K. Abbott, E. Boldman, J. Small, L. Bishop, D. Harvey, E. Kerr-Carpenter, M. Weatherwax, T. Running Wolf, D. Bedey, M. Marler, C. Keogh, K. Sullivan, P. Flowers, M. Fox, E. Stafman, A. Buckley, K. Kortum, T. France, T. Brockman, E. Matthews, P. Green, D. Baum, J. Etchart, L. Smith, M. Romano, S. Howell, Z. Zephyr.
HB 305, introduced by E. Buttrey, L. Jones, M. Hopkins, K. Zolnikov, C. Sprunger.
HB 327, introduced by L. Hellegaard, E. Buttrey, J. Read, J. Ellis, L. Sheldon-Galloway, N. Duram, T. Moore, B. Phalen, A. Regier, S. Gist, J. Schillinger, K. Seekins-Crowe, R. Marshall, G. Parry, N. Nicol, J. Bergstrom, J. Etchart, Z. Wirth.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Vance in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 176 - Senator Regier moved **SB 176** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 30

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Small, Tempel, Webber.
Total 19

Voted absentee: None.
Total 0

Excused: Esp.
Total 1

Absent or not voting: None.
Total 0

SB 187 - Senator Friedel moved **SB 187** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang,

Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Hinebauch, Lenz, McGillvray, Usher.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 206 - Senator Trebas moved **SB 206** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 27

Nays: Boldman, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Webber, Welborn.
Total 23

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 221 - Senator Usher moved **SB 221** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 234 - Senator Usher moved **SB 234** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 45

Nays: Hayman, McClafferty, Olsen, Pope, Webber.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 50 - Senator Vermeire moved consideration of **HB 50** be moved to the bottom of the board. Without objection, so ordered.

HB 68 - Senator Small moved **HB 68** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Mandeville, McClafferty, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 38

Nays: Cuffe, Emrich, Esp, Glimm, Lang, Lenz, Lynch, Manzella, McGillvray, McKamey, Regier K, Welborn.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 69 - Senator Vermeire moved **HB 69** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Lynch.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 92 - Senator Usher moved **HB 92** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 142 - Senator Curdy moved **HB 142** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 169 - Senator Brown moved **HB 169** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,
Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 175 - Senator Salomon moved **HB 175** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President,

Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Beard, Molnar, Usher.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 178 - Majority Leader Fitzpatrick moved **HB 178** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 41

Nays: Boldman, Dunwell, Ellis, Hayman, Lynch, McClafferty, Olsen, Pope, Webber.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 183 - Senator Friedel moved **HB 183** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 50 - Senator Vermeire moved **HB 50** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Vance moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 41

Nays: Ellis, Flowers, Hayman, Morigeau, Olsen, Webber.
Total 6

Voted absentee: None.
Total 0

Excused: Cuffe, Gross, McGillvray.
Total 3

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 60 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Emrich.
Total 1

Voted absentee: None.
Total 0

Excused: Cuffe, Gross, McGillvray.
Total 3

Absent or not voting: None.
Total 0

SB 190 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Ellis.
Total 1

Voted absentee: None.
Total 0

Excused: Cuffe, Gross, McGillvray.
Total 3

Absent or not voting: None.
Total 0

SB 201 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: Cuffe, Gross, McGillvray.
Total 3

Absent or not voting: None.
Total 0

SB 215 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: Cuffe, Gross, McGillvray.
Total 3

Absent or not voting: None.
Total 0

SB 219 passed as follows:

Yeas: Beard, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Gillespie, Glimm, Hayman, Hertz, Kelker, Lang, Lynch, McClafferty, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 37

Nays: Bartel, Bogner, Friedel, Fuller, Hinebauch, Lenz, Mandeville, Manzella, Molnar, Zolnikov.
Total 10

Voted absentee: None.
Total 0

Excused: Cuffe, Gross, McGillvray.
Total 3

Absent or not voting: None.
Total 0

SB 220 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Cuffe, Gross, McGillvray.
Total 3

Absent or not voting: None.
Total 0

HB 133, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 41

Nays: Fuller, Glimm, Hayman, Manzella, McClafferty, Olsen.
Total 6

Voted absentee: None.
Total 0

Excused: Cuffe, Gross, McGillvray.
Total 3

Absent or not voting: None.
Total 0

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Senator Small thanked the Pages for their service this week.
.
Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 02/13/2023, the 31st legislative day. Motion carried.

Senate adjourned at 2:58 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
THIRTY-FIRST LEGISLATIVE DAY

Helena, Montana — Senate Chambers
February 13, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. Forty-eight members present. Senators Fox and Kelker, excused. Quorum Present.

BILLS AND JOURNALS (Lang, Chair): 2/13/2023
Mr. President: We, your committee on Bills and Journals, having examined the daily journals for the Sixteenth through the Twentieth days, find the same to be correct.

Correctly printed: **SB 121**, **SB 148**, **SB 176**, **SB 187**, **SB 206**, **SB 217**, **SB 221**, **SB 234**, **SB 306**, **SB 307**, **SB 308**, **SB 309**, **SB 310**, **SB 311**, **SB 312**, **SB 313**, **SB 314**, **SB 315**, **SB 316**, **SJ 9**, **HB 50**, **HB 51**, **HB 66**, **HB 68**, **HB 69**, **HB 84**, **HB 92**, **HB 104**, **HB 142**, **HB 169**, **HB 175**, **HB 178**, **HB 183**.
Correctly engrossed: **SB 117**.
Transmitted to the House: **SB 60**, **SB 190**, **SB 201**, **SB 215**, **SB 219**, **SB 220**, **HB 133**.

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR AND ECONOMIC AFFAIRS (Small, Chair) 02/10/2023
SB 22, introduced bill, be amended with SB0022.001.002 and, as amended, do pass.
SB 165, introduced bill, be amended with SB0165.001.001 and, as amended, do pass.
SB 178, introduced bill, be amended with SB0178.001.002 and, as amended, do pass.
SB 211, introduced bill, be amended with SB0211.001.001 and, as amended, do pass.
SB 216, do pass.
SB 236, introduced bill, be amended with SB0236.001.001 and, as amended, do pass.
SB 244, introduced bill, be amended with SB0244.001.001 and, as amended, do pass.
SB 263, do pass.
SB 270, introduced bill, be amended with SB0270.001.001 and, as amended, do pass.

JUDICIARY, (Regier, Chair) 02/09/2023
SB 169, introduced bill, be amended with SB0169.001.001 and, as amended, do pass.
SB 210, introduced bill, be amended with SB0210.001.001 and, as amended, do pass.
SB 218, do pass.
SB 247, do pass.
SB 252, do pass.
HB 79, be amended with HB0079.003.006 and, as amended, be concurred in.
HB 112, be amended with HB0112.002.001 and, as amended, be concurred in.

STATE ADMINISTRATION (Cuffe, Chair) 02/10/2023
SB 197, do pass.
SB 222, introduced bill, be amended with SB0222.001.002 and, as amended, do pass.
SB 254, do pass.
SR 49, be adopted.

Without objection, the committee reports were adopted.

MESSAGES FROM THE GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Pharmacy
MCA § 2-15-1733

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following person who was appointed during the recess of the legislature:

- **Gail Tronstad**, 1015 Saddle Dr., Helena, MT, who was appointed on November 7, 2022, and whose term expires July 1, 2027. Ms. Tronstad fulfills the requirements as a Public Member. I support the confirmation of Ms. Tronstad.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Physical Therapy Examiners
MCA § 2-15-1748

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Bonnie Larson,** PO Box 1015, Troy, MT 59935, was appointed to serve a term starting September 15, 2021, and through June 30, 2024. Bonnie Larson fulfills the requirement as a Public Member. I support the confirmation of Ms. Larson.
- **Anna Larson,** 665 Road Runner St., Helena, MT 59602, was appointed to serve a term starting September 15, 2021, and through June 30, 2024. Anna Larson fulfills the requirement as a Licensed Physical Therapist. I support the confirmation of Ms. Larson.
- **Bridgett Mennie,** 1024 Betty Avenue, Laurel, MT 59044, was appointed to serve a term starting September 15, 2021, and through June 30, 2024. Bridgett Mennie fulfills the requirement as a Licensed Physical Therapist. I support the confirmation of Ms. Mennie.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Private Security
MCA § 2-15-1781

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Heidi Visocan,** 100 W Laurel Ave, Plentywood MT 59254, is appointed to serve a term starting May 3, 2022, and through August 1, 2024. Heidi Visocan fulfills the qualifications of being representative from a County Sheriff's office. I support the confirmation of Ms. Visocan.
- **Gabe Zeiler,** 1770 Pishkin Drive, Sidney MT 59270, is appointed to serve a term starting May 3, 2022, and through August 1, 2024. Gabe Zeiler fulfills the qualifications of being representative from a City Police Department. I support the confirmation of Mr. Zeiler.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 02/10/2023

HB 13, introduced by J. Fitzpatrick.
HB 127, introduced by F. Anderson
HB 264, introduced by M. Bertoglio
HB 298, introduced by M. Bertoglio

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 317, introduced by C. Friedel, D. Zolnikov, D. Lenz, J. Hinkle, M. Hopkins, L. Brewster, S. Essmann, M. Yakawich, N. Nicol, referred to Local Government.
SB 318, introduced by E. Boldman, referred to Judiciary.
SB 319, introduced by E. Boldman, W. Curdy, S. O'Brien, referred to Local Government.
SB 320, introduced by E. Boldman, D. Zolnikov, K. Zolnikov, A. Buckley, T. Vermeire, referred to Judiciary.
SB 321, introduced by E. Boldman, A. Olsen, M. Dunwell, T. Manzella, S. Vinton, J. Gross, K. Sullivan, J. Carlson, K. Zolnikov, A. Buckley, S. O'Brien, S. Vance, L. Smith, referred to Judiciary.
SB 322, introduced by S. Fitzpatrick, W. Curdy, E. Boldman, K. Sullivan, M. Thane, S. O'Brien, referred to State Administration.
SB 323, introduced by J. Trebas, D. Zolnikov, C. Knudsen, M. Hopkins, K. Bogner, C. Hinkle, referred to Local Government.

The following Senate bill was introduced and read first time:

SB 324, introduced by B. Brown.

The following Senate bill, previously introduced, was referred to committee:

SB 316, introduced by W. Curdy, S. Morigeau, P. Flowers, referred to Energy and Telecommunications.

The following House bills were introduced and read first time:

HB 13, introduced by J. Fitzpatrick.
HB 127, introduced by F. Anderson.
HB 264, introduced by M. Bertoglio.
HB 298, introduced by M. Bertoglio.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Regier in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 226 - Senator Mandeville moved **SB 226** do pass.

SB 226 - Senator Mandeville moved **SB 226**, second reading copy, be amended with SB0226.002.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Zolnikov.
Total 30

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Flowers, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Vance, Webber, Welborn.
Total 18

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 226, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber, Welborn.
Total 15

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 227 - Senator Mandeville moved **SB 227** do pass.

SB 227 - Senator Mandeville moved **SB 227**, second reading copy, be amended with SB0227.002.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 39

Nays: Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, Morigeau, Olsen, Webber.
Total 9

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 227, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Esp, Flowers, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Small, Tempel, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 229 - Senator Usher moved **SB 229** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Boldman.
Total 1

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 260 - Senator Salomon moved **SB 260** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 36

Nays: Boldman, Dunwell, Ellis, Flowers, Gross, Hayman, Lynch, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 12

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 265 - Senator Noland moved **SB 265** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

SR 29 - Senator Small moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 29**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

SR 30 - Senator Small moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 30**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

SR 38 - Senator Small moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 38**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

SR 40 - Senator Small moved the nomination transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 40**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Fitzpatrick.
Total 1

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

HB 56 - Senator Beard moved **HB 56** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Glimm.
Total 1

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

HB 65 - Senator Gross moved **HB 65** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

HB 93 - Senator McKamey moved **HB 93** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

HB 94 - Senator Salomon moved **HB 94** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

HB 260 - Majority Leader Fitzpatrick moved **HB 260** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Lynch, Molnar, Olsen.
Total 3

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Regier moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Dunwell, Gross, Olsen.
Total 3

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 176 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Small, Tempel, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 187 passed as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 42

Nays: Bartel, Hayman, Lenz, Mandeville, Olsen, Usher.
Total 6

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 206 passed as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Emrich, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Small, Trebas, Usher, Welborn, Zolnikov.
Total 25

Nays: Beard, Boldman, Curdy, Dunwell, Ellis, Esp, Flowers, Gillespie, Gross, Hayman, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Vance, Vermeire, Webber.
Total 23

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 221 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

SB 234 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Olsen.
Total 1

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

HB 50, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

HB 68, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Lynch, Mandeville, Manzella, McClafferty, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 39

Nays: Esp, Glimm, Hinebauch, Lang, Lenz, McGillvray, McKamey, Noland, Regier K.
Total 9

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

HB 69, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

HB 92, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

HB 142, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

HB 169, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

HB 175, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Beard, Molnar, Usher.
Total 3

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

HB 178, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 42

Nays: Dunwell, Ellis, Gross, Hayman, McClafferty, Olsen.
Total 6

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

HB 183, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 226**, **SB 227**, **SB 229**, and **HB 260**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved that Senate rules related to absentee voting, indefinite postponement, and recognition of Senators be referred to the Rules Committee for review and/or amendment. The motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

Senator Hinebauch moved that **SB 276** be taken from the Business, Labor and Economic Affairs Committee and re-referred to the Judiciary Committee. The motion **failed** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, McGillvray, Noland, Regier K, Tempel, Usher, Vance, Vermeire, Mr. President.
Total 24

Nays: Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Gross, Hayman, Lynch, Manzella, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Trebas, Webber, Welborn, Zolnikov.
Total 24

Voted absentee: None.

Excused: Fox, Kelker.
Total 2

Absent or not voting: None.
Total 0

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Senator Dunwell arose on a point of personal privilege and apologized for an inaccurate statement made during discussion of **SB 226**.

Senator Small introduced the Pages for the coming week:

Kaliahna Lindvold from Miles City, Montana, sponsored by Senator Hinebauch
Erika Molnar from Laurel, Montana, sponsored by Senator Molnar
Marganne VanDyke from Glendive, Montana, sponsored by Senator Hinebauch.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 02/14/2023, the 32nd legislative day. Motion carried.

Senate adjourned at 2:38 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
THIRTY-SECOND LEGISLATIVE DAY

Helena, Montana — Senate Chambers
February 14, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 197**, **SB 216**, **SB 218**, **SB 229**, **SB 247**, **SB 252**, **SB 254**, **SB 260**, **SB 263**, **SB 265**, **SB 317**, **SB 318**, **SB 319**, **SB 320**, **SB 322**, **SB 323**, **SB 324**, **SR 49**, **HB 56**, **HB 65**, **HB 93**, **HB 94**, **HB 260**.
Correctly engrossed: **SB 22**, **SB 165**, **SB 169**, **SB 178**, **SB 210**, **SB 211**, **SB 222**, **SB 227**, **SB 236**, **SB 244**, **SB 270**.
Transmitted to the House: **SB 176**, **SB 187**, **SB 206**, **SB 221**, **SB 234**, **HB 50**, **HB 68**, **HB 69**, **HB 92**, **HB 142**, **HB 169**, **HB 175**, **HB 178**, **HB 183**.
Signed by the Secretary of the Senate at 2:20 p.m., February 10, 2023: **SR 34**, **SR 36**, **SR 37**, **SR 39**, **SR 41**, **SR 42**.
Signed by the President at 3:40 p.m., February 13, 2023: **SR 34**, **SR 36**, **SR 37**, **SR 39**, **SR 41**, **SR 42**.
Delivered to the Secretary of State at 12:08 p.m., February 14, 2023: **SR 34**, **SR 36**, **SR 37**, **SR 39**, **SR 41**, **SR 42**.

REPORTS OF STANDING COMMITTEES

FINANCE AND CLAIMS (Esp, Chair) — 02/13/2023
SB 182, introduced bill, be amended with SB0182.001.002 and, as amended, do pass.
HB 15, be concurred in.

LOCAL GOVERNMENT (Friedel, Chair) — 02/13/2023
SB 262, do pass.

Without objection, committee reports were adopted.

MESSAGES FROM THE GOVERNOR

February 10, 2023

The Honorable Jason Ellsworth
Senate President — By Hand and Electronic Delivery
Montana State Senate
Helena, MT 59620

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.
Human Rights Commission
MCA § 2-15-1706

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Richard Bartos,** 1121 Choteau St., Helena, MT 59624, who was appointed to serve a term starting January 2, 2023, and through January 1, 2027. Mr. Bartos fulfills the qualifications as a public member. I support the confirmation of Mr. Bartos.
- **Brian Molina**, PO Box 266, Box Elder, MT 59521, who was appointed to serve a term starting January 2, 2023, and through January 1, 2027. Brian Molina fulfills the qualification as a public member. I support the confirmation of Mr. Molina.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

February 13, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59601

Dear President Ellsworth:

On Friday, February 13, 2023, I signed the following bill:

Senate Bill 18 - Cuffe

The bill has been delivered to the Secretary of State's Office.

Sincerely,

Greg Gianforte
Governor
February 13, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Oil and Gas Conservation
MCA § 2-15-3303

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Steven Durrett,** 2016 Grand Ave., Billings, MT 59102, who is appointed to serve a term starting February 13, 2023, and through January 1, 2027. Mr. Durrett fulfills the qualifications as a member from the oil and gas industry. I support the confirmation of Mr. Durrett.
- **Paul Gatzemeier**, 7256 Hwy 3, Billings, MT 59106, who is appointed to serve a term starting February 13, 2023, and through January 1, 2027. Mr. Gatzemeier fulfills the qualifications as a landowner residing in oil or gas producing county, not involved in the industry, with no mineral rights. I support the confirmation of Mr. Gatzemeier.
- **William Tietz**, PO Box 1697 Helena, MT 59624, is appointed to serve a term starting February 13, 2023, and through January 1, 2027, and fulfills the qualifications as an attorney. I support the confirmation of Mr. Tietz.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate bills concurred and returned to the Senate: 02/13/2023

SB 103, introduced by B. Beard
SB 191, introduced by S. Fitzpatrick

Senate bill concurred in as amended, and returned to the Senate for concurrence in House amendments: 02/13/2023

SB 91, introduced by D. Emrich

House bills passed and transmitted to the Senate for concurrence: 02/13/2023

HB 187, introduced by A. Buckley
HB 229, introduced by M. Hopkins
HB 246, introduced by S. Kerns
HB 293, introduced by R. Marshall
HB 296, introduced by K. Seekins-Crowe
HB 306, introduced by B. Mitchell
HB 320, introduced by N. Duram
HB 329, introduced by L. Smith
HB 365, introduced by S. Kerns

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 325, introduced by C. Friedel, D. Zolnikov, referred to Judiciary.
SB 326, introduced by C. Friedel, referred to Judiciary.
SB 327, introduced by C. Glimm, referred to Local Government.
SB 328, introduced by D. Lenz, referred to Public Health, Welfare and Safety.
SB 329, introduced by D. Lenz, referred to Public Health, Welfare and Safety.
SB 330, introduced by G. Hertz, referred to Local Government.
SB 331, introduced by G. Hertz, referred to Local Government.
SB 332, introduced by G. Hertz, referred to Local Government.
SB 333, introduced by G. Hertz, referred to Judiciary.
SB 335, introduced by C. Friedel, D. Zolnikov, K. Bogner, referred to Local Government.

The following Senate bills were introduced and read first time:

SB 334, introduced by J. Esp.
SB 336, introduced by F. Mandeville.
SB 337, introduced by T. Manzella, K. Regier, C. Glimm, B. Brown, J. Hinkle, M. Noland, S. Hinebauch, B. Usher, J. Small, J. Fuller, B. Phalen, F. Nave, P. Fielder, J. Schillinger, D. Emrich.
SB 338, introduced by M. Cuffe.
SB 339, introduced by K. Bogner.

The following Senate bill, previously introduced, was referred to committee:

SB 324, introduced by B. Brown, referred to Fish and Game.

The following House bills were introduced, read first time, and referred to committee:

HB 187, introduced by A. Buckley, S. Fitzpatrick, J. Gillette, referred to Business, Labor, and Economic Affairs.
HB 296, introduced by K. Seekins-Crowe, E. Buttrey, R. Fitzgerald, C. Knudsen, M. Bertoglio, J. Karlen, referred to Judiciary.

The following House bills were introduced and read first time:

HB 229, introduced by M. Hopkins, C. Friedel.
HB 246, introduced by S. Kerns, E. Buttrey, T. McGillvray, K. Regier, L. Jones, J. Cohenour, M. Lang, D. Zolnikov, J. Hinkle, F. Mandeville, M. Noland, D. Fern, R. Fitzgerald, F. Anderson, L. Sheldon-Galloway, J. Trebas, C. Knudsen, S. Vinton, T. Welch, S. Morigeau, J. Small, K. Bogner, J. Kassmier, B. Mercer, B. Ler, L. Brewster, K. Zolnikov, B. Mitchell, A. Regier, S. Gist, J. Schillinger, M. Stromswold, C. Hinkle, M. Bertoglio, G. Frazer, R. Marshall, C. Friedel, S. Essmann, T. Smith, R. Miner, G. Parry, G. Oblander, L. Deming, T. Falk, G. Nikolakakos, J. Bergstrom, G. Kmetz, P. Green, D. Baum, W. Rusk, J. Karlen, Z. Wirth.
HB 293, introduced by R. Marshall, E. Buttrey, S. Gunderson.
HB 306, introduced by B. Mitchell.
HB 320, introduced by N. Duram.
HB 329, introduced by L. Smith.
HB 365, introduced by S. Kerns.

The following House bills, previously introduced, were referred to committee:

HB 3, introduced by L. Jones (at the request of the Office of Budget and Program Planning), referred to Finance and Claims.
HB 167, introduced by J. Cohenour (at the request of the Legislative Council), referred to Legislative Administration.

SPECIAL ORDERS OF THE DAY

Majority Leader Fitzpatrick read a joint proclamation of the Montana Senate and the Montana House of Representatives recognizing the 2023 Montana Boys and Girls Club Youth of the Year.

A JOINT PROCLAMATION OF THE MONTANA LEGISLATURE

WHEREAS, There are Boys & Girls Clubs in 17 communities in the State of Montana providing services to over 13,000 youth each year, including Malmstrom Air Force Base and Native American Reservations; and

WHEREAS, Since opening doors in Billings on February 4, 1971 the Boys and Girls Clubs of Montana strive to enable all young people, especially those in the most need, to realize their full potential as productive, caring and responsible citizens; and

WHEREAS, Since 1947, Youth of the Year has been Boys and Girls Clubs of America's premier recognition program, celebrating the achievements of club members. Each year one exceptional club member is selected to be the National Youth of the Year. The National Youth of the Year serves as both an exemplary ambassador for Boys and Girls Club youth, and as a strong voice for all our nation's young people; and

WHEREAS, Being named Youth of the Year is the highest honor a Boys and Girls Club member can receive. The journey to being named National Youth of the Year begins locally and progresses to the state, regional and national levels. To achieve the title of Youth of the Year on any level, club members must embody the values of leadership and service, academic excellence, and healthy lifestyles. They should exemplify the critical impact that Boys and Girls Clubs have on the lives of young people.

WHEREAS, It is fitting that our outstanding young people and the organizations that support them are recognized for making Montana a better place, so in this year of 2023, we honor the following young persons who have made an indelible impression on their communities. Our Montana Youths of the Year are:

Bayleigh Ruff, Boys & Girls Club of Yellowstone County
Braden Rolfe, Boys and Girls Club of the Flathead Reservation & Lake County
Sarah Faulk, Malmstrom Air Force Base Youth Program

THEREFORE, be it resolved that the Legislature of the State of Montana recognizes and commends the Boys and Girls Clubs of Montana and congratulates the young people who have been named Youth of the Year. We thank all the people involved who have contributed selflessly to their communities, served as role models, and committed themselves to doing more for our state. We extend to the awardees our best wishes for success and hope the Boys and Girls Clubs continue their fine work shaping the lives of Montanans.

SIGNED:

Jason Ellsworth
President of the Senate

Matt Regier
Speaker of the House

Steve Fitzpatrick
Senate Majority Leader

Sue Vinton
House Majority Leader

Pat Flowers
Senate Minority Leader

Kim Abbot
House Minority Leader

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Glimm in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 117 - Senator Vance moved **SB 117** do pass.

SB 117 - Senator Cuffe moved **SB 117**, second reading copy, be amended with SB0117.002.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 117, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 217 - Senator Gillespie moved **SB 217** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 9 - Senator Gillespie moved **SJ 9** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Brown, Esp, Lenz, Manzella, Trebas.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 11 - Senator Hertz moved the nomination transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 11**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 25 - Senator McGillvray moved the nomination transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 25**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 46 - Senator McGillvray moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 46**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 48 - Senator McGillvray moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 48**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 49 - Senator Cuffe moved the nomination transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 49**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 47

Nays: Curdy, Gross, Webber.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 51 - Senator Welborn moved **HB 51** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 85 – Senator Lang moved **HB 85** be concurred in.

HB 85 - Senator O'Brien moved **HB 85**, second reading copy, be amended with HB0085.002.004. Amendment **not adopted** as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Tempel, Webber, Zolnikov.
Total 22

Nays: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn.
Total 28

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 85 - Thereupon, the Senate reverted to the original motion of Senator Lang which passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,

Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 132 - Senator Beard moved **SB 132** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Mandeville, Manzella, McClafferty, McKamey, Molnar, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Esp, Hinebauch, Lenz, Lynch, McGillvray, Morigeau.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Glimm moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 121 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Vote totals include a change of vote from Yes to No made this date by Senator Hayman under Order of Business 9, Motions.

SB 148 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Emrich.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 260 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Dunwell, Ellis, Hayman, Olsen.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 265 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 56, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Glimm, Usher.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 65, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 93, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 94, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Senator Webber moved that **SB 141** be taken from the Education and Cultural Resources Committee and brought before the Committee of the Whole the next legislative day. Motion **failed** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Small, Webber.
Total 17

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Noland, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov, Mr. President.
Total 33

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senator Hayman moved to change her third reading vote this date on **SB 121** from Yes to No. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Senator Cuffe arose on a point of personal privilege to commend Senator Vance for her work on **SB 117**.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 02/15/2023, the 33rd legislative day. Motion carried.

Senate adjourned at 2:15 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
THIRTY-THIRD LEGISLATIVE DAY

Helena, Montana
February 15, 2023

Senate Chambers
State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. Forty-nine members present. Senator McClafferty, excused. Quorum Present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 132**, **SB 217**, **SB 262**, **SB 325**, **SB 326**, **SB 327**, **SB 328**, **SB 329**, **SB 330**, **SB 331**, **SB 332**, **SB 333**, **SB 334**, **SB 335**, **SB 336**, **SB 337**, **SB 338**, **SB 339**, **SJ 9**, **HB 15**, **HB 51**, **HB 85**.
Correctly engrossed: **SB 117**.
Transmitted to the House: **SB 121**, **SB 148**, **SB 260**, **SB 265**, **HB 56**, **HB 65**, **HB 93**, **HB 94**.

REPORTS OF STANDING COMMITTEES

FINANCE AND CLAIMS (Esp, Chair) 02/14/2023
HB 28, be amended with HB0028.001.004 and, as amended, be concurred in.

LEGISLATIVE ADMINISTRATION (Lang, Chair) 02/14/2023
HB 150, be concurred in.

TAXATION (Hertz, Chair) 02/15/2023
HB 212, be concurred in.
HB 221, be concurred in.

Without objection, the committee reports were adopted.

MESSAGES FROM THE GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Public Education
MCA § 2-15-1508

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Renee Rasmussen**, 3 Skyline Drive, Clancy, MT 59634, who was appointed on February 1, 2022 and whose term expires February 1, 2029. Ms. Rasmussen fulfills the requirements as a District 1 Representative. I support the confirmation of Ms. Rasmussen.
- **Ron Slinger,** 116 Atlantic Avenue, Miles City, MT 59301, who was appointed to serve a term starting February 1, 2023 and whose term expires February 1, 2030. Mr. Slinger fulfills the requirements as a District 2 Representative. I support the confirmation of Mr. Slinger.
- **Tim Tharp,** PO Box 215, Savage, MT 59262, who was appointed on March 28, 2022 and whose term expires February 1, 2027. Mr. Slinger fulfills the requirements as a District 2 Representative. I support the confirmation of Mr. Tharp.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Public Employees' Retirement Board
MCA § 2-15-1009

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Sonja Woods,** 16 S. Stacy Ave., Miles City MT 59301, was appointed to serve a term starting April 1, 2022, and through April 1, 2027. Sonja Woods fulfills the requirement as an Active Member of Public Retirement System, Defined Contribution Plan. I support the confirmation of Ms. Woods.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

January 2, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Radiologic Technologists
MCA § 2-15-1738

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Jessica Bradley,** PO Box 414, Circle, MT 59215, is appointed to serve a term starting May 3, 2022, and whose term expires July 1, 2025. Jessica Bradley fulfills the requirement as a person granted a permit issued by the board (limited permit holder). I support the confirmation of Ms. Bradley.

- **Tamara Harp,** 1008 West 4th St., Anaconda, MT 59711, is appointed to serve a term starting May 3, 2022, and whose term expires July 1, 2025. Tamara Harp fulfills the requirement as a Licensed Radiologic Technologist. I support the confirmation of Ms. Harp.
- **Mike Nielsen**, 6366 Ridge Stone Drive South, Billings, MT 59106, is appointed to serve a term starting July 1, 2022 and whose term expires July 1, 2025. Mr. Nielsen fulfills the requirement as a Radiology Practitioner Assistant. I support the confirmation of Mr. Nielsen.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 02/14/2023

HB 16, introduced by Carlson, J.
HB 29, introduced by Carlson, J.
HB 37, introduced by Carlson, J.
HB 118, introduced by Bertoglio, M.
HB 309, introduced by Brockman, T.
HB 316, introduced by Brockman, T.
HB 334, introduced by Bishop, L.

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 340, introduced by J. Small, referred to Business, Labor, and Economic Affairs.
SB 341, introduced by T. Manzella, referred to State Administration.
SB 342, introduced by G. Hertz, D. Zolnikov, B. Brown, T. Manzella, D. Loge, J. Trebas, B. Usher, C. Friedel, D. Emrich, referred to Highways and Transportation.
SB 343, introduced by J. Fuller, referred to Local Government.
SB 344, introduced by B. Usher, referred to Highways and Transportation.
SB 345, introduced by M. Noland, referred to Public Health, Welfare and Safety.

SB 347, introduced by W. Curdy, E. McClafferty, J. Cohenour, J. Small, K. Sullivan, P. Flowers, T. France, M. Thane, T. Vermeire, B. Carter, referred to Agriculture, Livestock and Irrigation.
SB 348, introduced by T. McGillvray, G. Hertz, referred to State Administration.
SB 349, introduced by K. Bogner, referred to Business, Labor, and Economic Affairs.
SB 350, introduced by D. Zolnikov, referred to Education and Cultural Resources.
SB 351, introduced by D. Zolnikov, referred to Business, Labor, and Economic Affairs.

The following Senate joint resolution was introduced, read first time, and referred to committee:

SJ 12, introduced by K. Bogner, referred to Business, Labor, and Economic Affairs.

The following Senate bill was introduced and read first time:

SB 346, introduced by R. Lynch, J. Read, J. Windy Boy, J. Welborn, D. Lenz, J. Ellis, M. Noland, R. Fitzgerald, L. Sheldon-Galloway, D. Bartel, B. Usher, J. Hamilton, K. Abbott, J. Gross, M. Hopkins, L. Bishop, N. Duram, D. Harvey, E. Kerr-Carpenter, T. Running Wolf, J. Kassmier, C. Keogh, K. Sullivan, B. Ler, K. Zolnikov, B. Mitchell, A. Regier, K. Seekins-Crowe, E. Stafman, A. Buckley, K. Walsh, D. Hawk, G. Frazer, M. Binkley, T. France, M. Thane, M. Yakawich, C. Sprunger, T. Falk, P. Green, J. Lynch, J. Karlen.

The following Senate bills, previously introduced, were referred to committee:

SB 334, introduced by J. Esp, referred to Public Health, Welfare and Safety.
SB 336, introduced by F. Mandeville, referred to Local Government.
SB 337, introduced by T. Manzella, K. Regier, C. Glimm, B. Brown, J. Hinkle, M. Noland, S. Hinebauch, B. Usher, J. Small, J. Fuller, B. Phalen, F. Nave, P. Fielder, J. Schillinger, D. Emrich, referred to Education and Cultural Resources.
SB 338, introduced by M. Cuffe, referred to State Administration.
SB 339, introduced by K. Bogner, referred to Public Health, Welfare and Safety.

The following House bills were introduced and read first time:

HB 16, introduced by J. Carlson (by request of the Children, Families, Health and Human Services Interim Committee).
HB 29, introduced by J. Carlson (by request of the Children, Families, Health and Human Services Interim Committee).
HB 37, introduced by J. Carlson (by request of the Children, Families, Health and Human Services Interim Committee).
HB 118, introduced by M. Bertoglio (by request of the Department of Revenue).
HB 309, introduced by T. Brockman.
HB 316, introduced by T. Brockman.
HB 334, introduced by L. Bishop.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Manzella in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 178 - Majority Leader Fitzpatrick moved consideration of **SB 178** be passed for the day. Without objection, so ordered.

SB 169 - Majority Leader Fitzpatrick moved consideration of **SB 169** be moved to the bottom of the board, so ordered.

SB 22 - Senator Morigeau moved **SB 22** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Emrich, Hinebauch, Usher.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 165 - Senator Usher moved **SB 165** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 216 - Majority Leader Fitzpatrick moved **SB 216** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 247 - Majority Leader Fitzpatrick moved **SB 247** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 252 - Senator Hertz moved **SB 252** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,

Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 197 - Senator Cuffe moved **SB 197** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Flowers, Hayman, McKamey, Tempel.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 222 - Senator Trebas moved **SB 222** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber, Welborn.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 254 - Senator Bogner moved **SB 254** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 169 - Senator Hertz moved **SB 169** do pass.

SB 169 - Senator Olsen moved **SB 169**, second reading copy, be amended with SB0169.002.001.

Amendment **not adopt**ed as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Webber.
Total 17

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 169 - Thereupon, the Senate reverted to the original motion of Senator Hertz which passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Manzella moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 41

Nays: Ellis, Gross, Hayman, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved that **SB 316** be taken from the Energy and Telecommunications Committee and re-referred to the Natural Resources Committee. Without objection, so ordered.

THIRD READING OF BILLS

SB 132 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Hinebauch, Lenz, Lynch, McGillvray.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 217 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 9 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn.
Total 44

Nays: Brown, Esp, Lenz, Manzella, Trebas, Zolnikov.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 15, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 45

Nays: Hinebauch, Manzella, McGillvray, Trebas, Welborn.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 51, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 85, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

UNFINISHED BUSINESS

Senator Friedel moved that the following undersigned name be **ADDED** as sponsor to **SB 335**: Senator Boldman.

Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 02/16/2023, the 34th legislative day. Motion carried.

Senate adjourned at 2:06 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
THIRTY-FOURTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
February 16, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. Forty-seven members present. Senators Gross, Kelker and Olsen, excused. Quorum Present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 22, SB 165, SB 169, SB 197, SB 216, SB 222, SB 247, SB 252, SB254, SB 340, SB 341, SB 342, SB 343, SB 344, SB 345, SB 346, SB 347, SB 348, SB 349, SB 350, SB 351, SJ 12, HB 150, HB 212, HB 221**.
Correctly engrossed: **SB 182, SB 226, HB 28**.
Examined by the sponsor and found to be correct: **SB 45, SB 62, SB 80, SB 102**
Correctly enrolled: **SB 45, SB 62, SB 80, SB 102**.
Transmitted to the House: **SB 132, SB 217, SJ 9, HB 15, HB 51, HB 85**.
Signed by the Secretary of the Senate at 2:15 p.m., February 16, 2023: **SB 45, SB 62, SB 80, SB 102**.
Signed by the President at 2:25 p.m., February 16, 2023: **SB 45, SB 62, SB 80, SB 102**.

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Small, Chair) 02/16/2023
SB 312, do pass.
SB 314, do pass.

EDUCATION AND CULTURAL RESOURCES (Salomon, Chair) 02/15/2023
SB 213, introduced bill, be amended with SB0213.001.002 and, as amended, do pass.

ENERGY AND TELECOMMUNICATIONS (Sales, Chair) 02/14/2023
HB 52, be concurred in.
HB 170, be concurred in.

NATURAL RESOURCES (Welborn, Chair) 02/15/2023
SB 237, introduced bill, be amended with SB0237.001.002 and, as amended, do pass.
SB 240, do pass.
SR 44, be adopted.

STATE ADMINISTRATION (Cuffe, Chair) 02/15/2023
SR 4, be adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate bill concurred in as amended and returned to the Senate for concurrence in House amendments: 02/15/2023

SB 20, introduced by S. Fitzpatrick

House bills passed and transmitted to the Senate for concurrence: 02/15/2023

HB 114, introduced by S. Vinton
HB 242, introduced by E. Buttrey
HB 245, introduced by S. Vinton
HB 343, introduced by T. Brockman
HB 348, introduced by K. Walsh
HB 353, introduced by J. Carlson
HB 366, introduced by D. Hawk

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 352, introduced by D. Lenz, referred to Public Health, Welfare and Safety.
SB 353, introduced by W. Sales, referred to Energy and Telecommunications.
SB 354, introduced by B. Brown, S. Hinebauch, R. Fitzgerald, P. Fielder, referred to Fish and Game.
SB 355, introduced by B. Molnar, referred to Judiciary.
SB 356, introduced by S. Hinebauch, referred to Fish and Game.
SB 357, introduced by S. Hinebauch, referred to Fish and Game.
SB 358, introduced by G. Hertz, referred to Local Government.
SB 359, introduced by T. Vermeire, referred to Business, Labor, and Economic Affairs.
SB 360, introduced by T. Vermeire, referred to Business, Labor, and Economic Affairs.
SB 361, introduced by J. Fuller, C. Glimm, referred to Business, Labor, and Economic Affairs.
SB 362, introduced by S. Morigeau, referred to Taxation.
SB 363, introduced by B. Usher, referred to Judiciary.
SB 364, introduced by G. Hertz, J. Gillette, referred to Public Health, Welfare and Safety.
SB 365, introduced by J. Trebas, S. Fitzpatrick, D. Zolnikov, referred to Business, Labor, and Economic Affairs.
SB 366, introduced by J. Trebas, D. Zolnikov, M. Hopkins, J. Ellsworth, C. Friedel, G. Nikolakakos, referred to Business, Labor, and Economic Affairs.
SB 367, introduced by J. Trebas, M. Hopkins, J. Ellsworth, C. Friedel, referred to State Administration.
SB 368, introduced by J. Trebas, referred to Judiciary.
SB 369, introduced by J. Trebas, J. Ellsworth, C. Friedel, referred to Public Health, Welfare and Safety.
SB 370, introduced by S. Fitzpatrick, E. Buttrey, D. Salomon, E. Boldman, S. Morigeau, J. Small, J. Kassmier, B. Mercer, K. Sullivan, referred to Business, Labor, and Economic Affairs.
SB 371, introduced by J. Trebas, D. Zolnikov, referred to Business, Labor, and Economic Affairs.

SB 372, introduced by D. Emrich, B. Brown, F. Mandeville, T. Manzella, M. Noland, S. Hinebauch, B. Usher, J. Ellsworth, T. Vermeire, referred to Judiciary.
SB 373, introduced by D. Salomon, E. Buttrey, M. Cuffe, L. Jones, G. Hertz, F. Anderson, C. Knudsen, J. Small, J. Ellsworth, J. Fuller, B. Ler, M. Bertoglio, C. Sprunger, referred to Education and Cultural Resources.
SB 374, introduced by W. Curdy, J. Ellis, E. Boldman, J. Gross, M. Marler, L. Brewster, M. Yakawich, referred to Local Government.
SB 375, introduced by M. Lang, referred to Agriculture, Livestock and Irrigation.
SB 376, introduced by K. Bogner, referred to Local Government.

The following Senate joint resolution was introduced, read first time, and referred to committee:

SJ 13, introduced by M. Lang, S. Hinebauch, D. Bartel, K. Bogner, B. Gillespie, referred to Agriculture, Livestock and Irrigation.

The following Senate resolution was introduced, read first time, and referred to committee:

SR 53, introduced by J. Ellsworth, D. Zolnikov, referred to Legislative Administration.

The following Senate bills were introduced and read first time:

SB 377, introduced by S. Fitzpatrick.
SB 378, introduced by S. Fitzpatrick.
SB 379, introduced by S. Fitzpatrick, K. Zolnikov.
SB 380, introduced by J. Small.
SB 381, introduced by C. Friedel.

The following House bills were introduced and read first time:

HB 114, introduced by S. Vinton.
HB 242, introduced by E. Buttrey, J. Small, M. Hopkins, J. Kassmier, A. Buckley, C. Friedel, T. Brockman, C. Sprunger.
HB 245, introduced by S. Vinton.
HB 343, introduced by T. Brockman.
HB 348, introduced by K. Walsh.
HB 353, introduced by J. Carlson.
HB 366, introduced by D. Hawk, J. Cohenour, R. Fitzgerald, B. Usher, T. Welch, E. Boldman, E. Kerr-Carpenter, J. Carlson, R. Marshall.

The following House bills, previously introduced, were referred to committee:

HB 173, introduced by D. Bedey, referred to State Administration.
HB 186, introduced by A. Buckley, E. Kerr-Carpenter, referred to State Administration.
HB 188, introduced by G. Parry, K. Regier, F. Anderson, B. Usher, J. Small, N. Nicol, G. Kmetz, P. Green, referred to Taxation.
HB 213, introduced by B. Mitchell, E. Buttrey, M. Cuffe, J. Read, J. Windy Boy, L. Jones, M. Lang, B. Brown, J. Hinkle, F. Mandeville, S. Gunderson, D. Fern, D. Loge, R. Fitzgerald, F. Anderson, J. Trebas, C. Knudsen, B. Beard, M. Hopkins, J. Fuller, R. Knudsen, J. Kassmier, T. Moore,

B. Ler, B. Phalen, F. Nave, L. Brewster, K. Zolnikov, A. Regier, L. Reksten, P. Fielder, S. Kerns, S. Gist, J. Schillinger, K. Seekins-Crowe, C. Hinkle, M. Bertoglio, G. Frazer, M. Binkley, R. Marshall, S. Essmann, M. Yakawich, T. Smith, R. Miner, G. Parry, N. Nicol, L. Deming, C. Sprunger, T. Falk, G. Nikolakakos, J. Bergstrom, G. Kmetz, P. Green, J. Etchart, W. Rusk, L. Hellegaard, J. Fitzpatrick, Z. Wirth, referred to Judiciary.
HB 218, introduced by L. Smith, M. Caferro, B. Keenan, D. Loge, C. Knudsen, B. Usher, referred to Public Health, Welfare and Safety.
HB 236, introduced by P. Green, A. Regier, B. Barker, referred to Judiciary.
HB 239, introduced by B. Ler, C. Knudsen, R. Knudsen, J. Kassmier, P. Tuss, G. Kmetz, referred to Judiciary.
HB 240, introduced by M. Thane, D. Bedey, referred to Education and Cultural Resources.
HB 273, introduced by S. Kerns, D. Salomon, S. Fitzpatrick, E. Butcher, W. McKamey, M. Hopkins, B. Ler, R. Marshall, T. Smith, L. Deming, J. Bergstrom, referred to State Administration.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Curdy in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 6- Majority Leader Fitzpatrick moved consideration of **SB 6** be passed for the day. Without objection, so ordered.

SB 91 - **House Amendments** - Senator Emrich moved do concur in House amendments to **SB 91**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 186 - Senator Lenz moved **SB 186** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Friedel, Kelker, Morigeau, Tempel.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 218 - Senator Hertz moved **SB 218** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 37

Nays: Boldman, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 236 - Senator Hertz moved **SB 236** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 244 - Senator Cuffe moved **SB 244** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 263 - Senator Regier moved **SB 263** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 270 - Senator Regier moved **SB 270** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Flowers, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Olsen, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 37

Nays: Boldman, Curdy, Dunwell, Ellis, Fox, Friedel, Hayman, Lynch, Mandeville, Morigeau, O'Brien, Pope, Webber.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Curdy moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross, Olsen.
Total 2

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 117 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: Gross, Olsen.
Total 2

Absent or not voting: None.
Total 0

SB 22 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross, Olsen.
Total 2

Absent or not voting: None.
Total 0

SB 165 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: Gross, Olsen.
Total 2

Absent or not voting: None.
Total 0

SB 169 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: Gross, Olsen.
Total 2

Absent or not voting: None.
Total 0

SB 197 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Tempel.
Total 1

Voted absentee: None.
Total 0

Excused: Gross, Olsen.
Total 2

Absent or not voting: None.
Total 0

SB 216 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey,
Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: Gross, Olsen.
Total 2

Absent or not voting: None.
Total 0

SB 222 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,
Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: Gross, Olsen.
Total 2

Absent or not voting: None.
Total 0

SB 247 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross, Olsen.
Total 2

Absent or not voting: None.
Total 0

SB 252 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: Gross, Olsen.
Total 2

Absent or not voting: None.
Total 0

SB 254 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross, Olsen.
Total 2

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 186**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 02/17/2023, the 35th legislative day. Motion carried.

Senate adjourned at 1:48 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
THIRTY-FIFTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
February 17, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. Forty-eight members present. Senators Gross and Olsen, excused. Quorum Present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 186, SB 218, SB 236, SB 240, SB 244, SB 263, SB 270, SB 312, SB 314, SB 352, SB 353, SB 354, SB 355, SB 356, SB 357, SB 358, SB 359, SB 360, SB 361, SB 362, SB 363, SB 364, SB 365, SB 366, SB 367, SB 368, SB 369, SB 370, SB 371, SB 372, SB 373, SB 374, SB 375, SB 376, SB 377, SB 378, SB 379, SB 380, SB 381, SR 4, SR 44, SR 53, SJ 13, HB 52, HB 170**.
Correctly engrossed: **SB 213, SB 237**.
Transmitted to the House: **SB22, SB 117, SB 165, SB 169, SB 197, SB 216, SB 222, SB 247, SB 252, SB 254**.
Signed by the Speaker at 3:00 p.m., February 16, 2023: **SB 45, SB 62, SB 80, SB 102**.
Delivered to the Governor at 9:18 a.m., February 17, 2023: **SB 45, SB 62, SB 80, SB 102**.

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Small, Chair) 02/16/2023
SB 264, introduced bill, be amended with SB0264.001.003 and, as amended, do pass.
SB 269, introduced bill, be amended with SB0269.001.001 and, as amended, do pass.
HB 60, be concurred in.
HB 228, be concurred in.

FISH AND GAME (Hinebauch, Chair) 02/16/2023
SB 281, introduced bill, be amended with SB0281.001.001 and, as amended, do pass.
SB 293, do pass.

HIGHWAYS AND TRANSPORTATION (Manzella, Chair) 02/16/2023
SB 309, do pass.

JUDICIARY (Regier, Chair) 02/16/2023
SB 127, do pass.
SB 311, do pass.

LOCAL GOVERNMENT (Friedel, Chair) 02/15/2023
SB 245, introduced bill, be amended with SB0245.001.001 and, as amended, do pass.
SB 275, do pass.
SB 285, do pass.

PUBLIC HEALTH, WELFARE AND SAFETY (McGillvray, Chair) 02/15/2023
SR 13, be adopted.
SR 16, be adopted.
HB 200, be concurred in.

STATE ADMINISTRATION (Cuffe, Chair) 02/15/2023
SR 5, introduced resolution, be amended with SR0005.001.001 and, as amended, be adopted.

Without objection, the committee reports were adopted.

MESSAGES FROM THE GOVERNOR

February 16, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59601

Dear President Ellsworth:

On Thursday, February 16, 2023, I signed the following bills:

Senate Bill 34 – Lynch
Senate Bill 7 – McGillvray
Senate Bill 40 – Cuffe
Senate Bill 35 - Salomon

The bills have been delivered to the Secretary of State's Office.

Sincerely,

Greg Gianforte
Governor

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 02/16/2023

HB 356, introduced by B. Ler
HB 361, introduced by B. Ler

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 382, introduced by F. Mandeville, G. Hertz, D. Fern, S. Vinton, E. Boldman, M. Hopkins, L. Brewster, M. Bertoglio, C. Friedel, J. Karlen, referred to Local Government.
SB 383, introduced by G. Hertz, J. Welborn, B. Keenan, M. Noland, D. Fern, J. Ellsworth, J. Fuller, P. Fielder, C. Sprunger, referred to Natural Resources.
SB 384, introduced by D. Zolnikov, K. Regier, referred to Business, Labor, and Economic Affairs.
SB 385, introduced by D. Zolnikov, referred to State Administration.
SB 386, introduced by M. Noland, referred to Business, Labor, and Economic Affairs.
SB 387, introduced by B. Molnar, referred to Energy and Telecommunications.
SB 388, introduced by P. Flowers, E. Buttrey, J. Read, J. Welborn, J. Cohenour, G. Hertz, M. Lang, A. Olsen, W. Curdy, J. Ellis, J. Hinkle, M. Noland, Z. Perry, S. Webber, R. Fitzgerald, B. Usher, J. Hamilton, E. Boldman, S. Morigeau, J. Gross, J. Dooling, B. Gillespie, M. Marler, M. Fox, B. Phalen, J. Schillinger, T. France, S. O'Brien, T. Vermeire, J. Karlen, referred to Fish and Game.
SB 389, introduced by D. Emrich, referred to Education and Cultural Resources.
SB 390, introduced by D. Emrich, J. Read, J. Windy Boy, T. McGillvray, K. Regier, B. Molnar, C. Glimm, G. Hertz, D. Zolnikov, D. Lenz, B. Brown, J. Hinkle, T. Manzella, M. Noland, S. Hinebauch, L. Sheldon-Galloway, J. Trebas, D. Bartel, C. Knudsen, B. Usher, S. Vinton, B. Beard, M. Hopkins, N. Duram, J. Fuller, R. Knudsen, K. Bogner, B. Gillespie, B. Mercer, T. Moore, B. Ler, B. Phalen, L. Brewster, K. Zolnikov, B. Mitchell, A. Regier, P. Fielder, S. Kerns, K. Seekins-Crowe, J. Gillette, C. Hinkle, C. Friedel, S. Essmann, M. Yakawich, T. Smith, R. Miner, G. Parry, L. Deming, T. Vermeire, T. Falk, P. Green, J. Etchart, L. Hellegaard, N. Hastings, referred to Education and Cultural Resources.
SB 391, introduced by B. Usher, referred to State Administration.

The following Senate bills were introduced and read first time:

SB 392, introduced by S. Fitzpatrick.
SB 393, introduced by S. Fitzpatrick, D. Salomon.
SB 394, introduced by B. Molnar, M. Dunwell.
SB 395, introduced by C. Glimm.
SB 396, introduced by K. Bogner, B. Mitchell.
SB 397, introduced by K. Bogner, S. Fitzpatrick, J. Esp, D. Zolnikov, D. Lenz, M. Noland, S. Hinebauch, S. Morigeau, J. Ellsworth, K. Sullivan, K. Zolnikov.

The following Senate bills, previously introduced, were referred to committee:

SB 377, introduced by S. Fitzpatrick, referred to Judiciary.
SB 378, introduced by S. Fitzpatrick, referred to Business, Labor, and Economic Affairs.
SB 379, introduced by S. Fitzpatrick, referred to Local Government.
SB 380, introduced by J. Small, referred to Business, Labor, and Economic Affairs.
SB 381, introduced by C. Friedel, referred to Local Government.

The following House bills were introduced and read first time:

HB 356, introduced by B. Ler, E. Buttrey, D. Zolnikov, B. Brown, J. Hinkle, S. Gunderson, F. Anderson, J. Trebas, C. Knudsen, B. Usher, N. Duram, J. Fuller, R. Knudsen, B. Phalen, L. Brewster, K. Zolnikov, B. Mitchell, A. Regier, P. Fielder, K. Seekins-Crowe, C. Hinkle, R. Marshall, S. Essmann, M. Yakawich, T. Smith, R. Miner, L. Deming, C. Sprunger, J. Bergstrom, G. Kmetz, P. Green, B. Barker.
HB 361, introduced by B. Ler, C. Glimm, D. Zolnikov, B. Brown, J. Hinkle, S. Gunderson, J. Trebas, C. Knudsen, B. Usher, N. Duram, J. Fuller, R. Knudsen, B. Phalen, B. Mitchell, A. Regier, P. Fielder, K. Seekins-Crowe, C. Hinkle, R. Marshall, S. Essmann, M. Yakawich, T. Smith, R. Miner, L. Deming, J. Bergstrom, G. Kmetz, P. Green.

The following House bill, previously introduced, was referred to committee:

HB 326, introduced by K. Seekins-Crowe, B. Keenan, C. Glimm, T. Moore, F. Nave, L. Brewster, K. Zolnikov, A. Regier, C. Hinkle, M. Binkley, R. Marshall, L. Deming, G. Nikolakakos, G. Kmetz, referred to Judiciary.

MOTIONS

Majority Leader Fitzpatrick moved the Senate suspend its rules to allow Senator Lynch to be the floor carrier for **SB 6**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 48

Nays: None.
Total 0

Voted absentee: None.

Excused: Gross, Olsen.
Total 2

Absent or not voting: None.
Total 0

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Bogner in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 212 - Senator Hertz moved **HB 212** be concurred in.
HB 212 - Senator Molnar moved **HB 212**, second reading copy, be amended with HB0212.003.003. Amendment **not adopted** as follows:

Yeas: Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Fuller, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Regier K, Vance, Webber, Welborn.
Total 23

Nays: Bartel, Beard, Bogner, Cuffe, Esp, Fitzpatrick, Friedel, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Zolnikov.
Total 27

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 212 - Thereupon, the Senate reverted to the original motion of Senator Hertz which carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey,
Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 221 - Senator Hertz moved **HB 221** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 150 - Senator Lang moved **HB 150** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Curdy, Mandeville.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 262 - Senator Zolnikov moved **SB 262** do pass. Senator Hertz disclosed that passage of this bill would affect his company. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,

Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 28 - Senator Lang moved **HB 28** be concurred in. Motion carried as follows:

Yeas: Bogner, Boldman, Brown, Cuffe, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 43

Nays: Bartel, Beard, Curdy, Ellis, Mandeville, Morigeau, Zolnikov.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 6 - **House Amendments** - Senator Lynch moved do concur in House amendments to **SB 6**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Bogner moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Hayman.
Total 1

Voted absentee: None.
Total 0

Excused: Gross, Olsen.
Total 2

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 212**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 221**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to suspend Senate rule S40-40(2) and place bills heard on second reading today onto third reading today. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien,

Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 46

Nays: Dunwell, Hayman.
Total 2

Voted absentee: None.

Excused: Gross, Olsen.
Total 2

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 91, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross, Olsen.
Total 2

Absent or not voting: None.
Total 0

SB 186 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Kelker, Morigeau, Tempel.
Total 3

Voted absentee: None.
Total 0

Excused: Gross, Olsen.
Total 2

Absent or not voting: None.
Total 0

SB 218 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: Gross, Olsen.
Total 2

Absent or not voting: None.
Total 0

SB 236 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: Gross, Olsen.
Total 2

Absent or not voting: None.
Total 0

SB 244 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross, Olsen.
Total 2

Absent or not voting: None.
Total 0

SB 263 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross, Olsen.
Total 2

Absent or not voting: None.
Total 0

SB 270 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 37

Nays: Boldman, Dunwell, Ellis, Flowers, Fox, Friedel, Hayman, Lynch, Mandeville, O'Brien, Webber.
Total 11

Voted absentee: None.
Total 0

Excused: Gross, Olsen.
Total 2

Absent or not voting: None.
Total 0

HB 150, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Curdy, Mandeville.
Total 2

Voted absentee: None.
Total 0

Excused: Gross, Olsen.
Total 2

Absent or not voting: None.
Total 0

SB 262 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: Gross, Olsen.
Total 2

Absent or not voting: None.
Total 0

HB 28, concurred in as follows:

Yeas: Bogner, Boldman, Brown, Cuffe, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 40

Nays: Bartel, Beard, Curdy, Ellis, Mandeville, Morigeau, O'Brien, Zolnikov.
Total 8

Voted absentee: None.
Total 0

Excused: Gross, Olsen.
Total 2

Absent or not voting: None.
Total 0

SB 6, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross, Olsen.
Total 2

Absent or not voting: None.
Total 0

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick announced that on the next legislative day the Senate will convene in joint session with the House of Representatives to hear messages from Montana's Congressional delegation and tribal leaders. A short floor session will begin at 12:55 p.m.

Senator Small thanked the Pages for their service this week.

Majority Leader Fitzpatrick moved the Senate adjourn until 12:55 p.m., 02/20/2023, the 36th legislative day. Motion carried.

Senate adjourned at 2:13 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
THIRTY-SIXTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
February 20, 2023 — State Capitol

Senate convened at 12:55 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. Forty-five members present. Senators Emrich, Molnar, Olsen, Vermeire and Webber, excused. Quorum Present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 127, SB 262, SB 275, SB 285, SB 293, SB 309, SB 311, SB 382, SB 383, SB 384, SB 385, SB 386, SB 387, SB 388, SB 389, SB 390, SB 391, SB 392, SB 393, SB 394, SB 395, SB 396, SB 397, SR 13, SR 16, HB 28, HB 60, HB 150, HB 200, HB212, HB 221, HB 228**.
Correctly engrossed: **SB 245, SB 264, SB 269, SB 281, SR 5**.
Correctly enrolled: **SJ 4, SR 7, SR 12, SR 14, SR 17, SR 18, SR 19, SR 20, SR 21, SR 22, SR 23, SR 24**.
Examined by the sponsor and found to be correct: **SJ 4, SR 7, SR 12, SR 14, SR 17, SR 18, SR 19, SR 20, SR 21, SR 22, SR 23, SR 24**.
Transmitted to the House: **SB 218, SB 236, SB 244, SB 262, SB 263, SB 270, HB 28, HB 150**.

REPORTS OF STANDING COMMITTEES

AGRICULTURE, LIVESTOCK AND IRRIGATION (Lang, Chair) 02/16/2023
SB 203, introduced bill, be amended with SB0203.001.002 and, as amended, do pass.
HB 100, be amended with HB0100.002.002 and, as amended, be concurred in.

JUDICIARY (Regier, Chair) 02/14/2023
SB 11, introduced bill, be amended with SB0011.001.002 and, as amended, do pass.
SB 278, introduced bill, be amended with SB0278.001.001 and, as amended, do pass.
SB 279, do pass.
SB 286, do pass.
SB 318, introduced bill, be amended with SB0318.001.001 and, as amended, do pass.
HB 38, be concurred in.

PUBLIC HEALTH, WELFARE AND SAFETY (McGillvray, Chair) 02/17/2023
SR 50, be adopted.
HB 286, be concurred in.

Without objection, committee reports were adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate Bills concurred in and returned to the Senate: 02/17/2023

SB 134, introduced by S. Fitzpatrick
SB 135, introduced by S. Fitzpatrick
SB 136, introduced by S. Fitzpatrick

House bills passed and transmitted to the Senate for concurrence:
02/17/2023

HB 223, introduced by S. Kerns
HB 262, introduced by J. Schillinger
HB 345, introduced by J. Hamilton
HB 371, introduced by K. Walsh
HB 374, introduced by D. Hawk

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 398, introduced by B. Gillespie, referred to Energy and Telecommunications.
SB 399, introduced by C. Pope, referred to Energy and Telecommunications.
SB 400, introduced by J. Fuller, referred to Judiciary.
SB 401, introduced by W. Curdy, referred to Local Government.
SB 402, introduced by W. Curdy, referred to Natural Resources.
SB 403, introduced by W. Curdy, referred to Local Government.
SB 404, introduced by J. Trebas, referred to Local Government.
SB 405, introduced by J. Trebas, D. Zolnikov, referred to Judiciary.
SB 406, introduced by J. Trebas, D. Zolnikov, M. Noland, S. Gunderson, J. Small, J. Ellsworth, K. Bogner, K. Zolnikov, S. Kerns, S. Galloway, S. Gist, R. Marshall, C. Friedel, G. Nikolakakos, referred to Local Government.
SB 407, introduced by S. Morigeau, G. Hertz, M. Dunwell, F. Mandeville, E. Boldman, C. Friedel, referred to Local Government.
SB 408, introduced by B. Molnar, referred to Taxation.
SB 409, introduced by E. Boldman, M. Dunwell, S. Morigeau, referred to Local Government.
SB 410, introduced by B. Usher, referred to Judiciary.
SB 411, introduced by B. Usher, referred to Business, Labor, and Economic Affairs.
SB 412, introduced by B. Usher, referred to Highways and Transportation.
SB 413, introduced by C. Glimm, referred to Education and Cultural Resources.
SB 414, introduced by J. Ellsworth, M. Cuffe, D. Salomon, S. Fitzpatrick, E. McClafferty, J. Esp, T. McGillvray, K. Regier, J. Welborn, B. Molnar, C. Glimm, G. Hertz, M. Lang, D. Zolnikov, D. Lenz, R. Lynch, B. Brown, W. Curdy, M. Dunwell, J. Ellis, F. Mandeville, T. Manzella, W. McKamey, M. Noland, C. Pope, S. Webber, S. Hinebauch, J. Trebas, D. Bartel, B. Usher, W. Sales, B. Beard, E. Boldman, S. Morigeau, J. Small, R. Tempel, J. Fuller, K. Bogner, B. Gillespie, P. Flowers, M. Fox, C. Friedel, S. O'Brien, D. Emrich, S. Vance, T. Vermeire, referred to State Administration.
SB 415, introduced by G. Hertz, referred to Business, Labor, and Economic Affairs.

The following Senate resolution was introduced, read first time, and referred to committee:

SR 54, introduced by T. McGillvray (by request of the (S) Public Health, Welfare, and Safety Standing Committee), referred to Public Health, Welfare and Safety.

The following Senate bills, previously introduced, were referred to committee:

SB 392, introduced by S. Fitzpatrick, referred to Business, Labor, and Economic Affairs.
SB 393, introduced by S. Fitzpatrick, D. Salomon, referred to State Administration.
SB 394, introduced by B. Molnar, M. Dunwell, referred to Legislative Administration.
SB 395, introduced by C. Glimm, referred to State Administration.
SB 396, introduced by K. Bogner, B. Mitchell, referred to Judiciary.
SB 397, introduced by K. Bogner, S. Fitzpatrick, J. Esp, D. Zolnikov, D. Lenz, M. Noland, S. Hinebauch, S. Morigeau, J. Ellsworth, K. Sullivan, K. Zolnikov, referred to Business, Labor, and Economic Affairs.

The following House bills were introduced and read first time:

HB 223, introduced by S. Kerns
HB 262, introduced by J. Schillinger
HB 345, introduced by J. Hamilton
HB 371, introduced by K. Walsh
HB 374, introduced by D. Hawk

MOTIONS

Majority Leader Fitzpatrick moved to **suspend Senate rule S50-190(1)** to take **SB 186** from the third reading board and re-refer it to the Finance and Claims Committee. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Welborn, Mr. President.
Total 43

Nays: Usher, Zolnikov.
Total 2

Voted absentee: None.

Excused: Emrich, Molnar, Olsen, Vermeire, Webber.
Total 5

Absent or not voting: None.
Total 0

Senator Manzella moved that **SB 337** be taken from the Education and Cultural Resources Committee and re-referred to the Judiciary Committee. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Noland, Regier K, Small, Trebas, Usher, Vance, Zolnikov, Mr. President.
Total 27

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Pope, Sales, Salomon, Tempel, Welborn.
Total 18

Voted absentee: None.

Excused: Emrich, Molnar, Olsen, Vermeire, Webber.
Total 5

Absent or not voting: None.
Total 0

UNFINISHED BUSINESS

Majority Leader Fitzpatrick moved that the following undersigned name be ADDED as sponsor to **SB 379**: Representative K. Zolnikov.

Without objection, so ordered.

Senator Morigeau moved the following undersigned names be ADDED as sponsors to **SB 407**: Senators C. Friedel and F. Mandeville.

Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

The Montana Senate and Montana House of Representatives will meet in joint session to hear addresses from Montana's Congressional members Senator Jon Tester, Senator Steve Daines, Representative Matt Rosendale and Representative Ryan Zinke, and from Tom McDonald, Council Representative of the Confederated Salish and Kootenai Tribes.

Majority Leader Fitzpatrick moved the Senate recess and proceed to the House of Representatives to meet in a joint session for the purpose of hearing addresses from Montana Congressional members and tribal leaders. Upon adjournment of the joint session, the Senate

will be adjourned until the hour of 1:00 p.m., Tuesday, February 21, the 37th legislative day. Motion carried.

Senate recessed at 1:08 p.m.

Joint session adjourned at 2:43 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
THIRTY-SEVENTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
February 21, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. Forty-seven members present. Senators Kelker, Molnar and Olsen, excused. Quorum Present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 279, SB 286, SB 398, SB 399, SB 400, SB 401, SB 402, SB 403, SB 404, SB 405, SB 406, SB 407, SB 408, SB 409, SB 410, SB 411, SB 412, SB 413, SB 414, SR 50, SR 54, HB 38, HB 286**.
Correctly engrossed: **SB 11, SB 203, SB 278, SB 318, SR 15, HB 100**.
Signed by the Secretary of the Senate at 3:10 p.m., February 20, 2023: **SJ 4, SR 7, SR 12, SR 14, SR 17, SR 18, SR 19, SR 20, SR 21, SR 22, SR 23, SR 24**.
Signed by the President at 9:40 a.m., February 21, 2023: **SJ 4, SR 7, SR 12, SR 14, SR 17, SR 18, SR 19, SR 20, SR 21, SR 22, SR 23, SR 24**.
Delivered to the Secretary of State at 11:41 a.m., February 21, 2023: **SR 7, SR 12, SR 14, SR 17, SR 18, SR 19, SR 20, SR 21, SR 22, SR 23, SR 24**.

REPORTS OF STANDING COMMITTEES

FINANCE AND CLAIMS (Esp, Chair) 02/16/2023
HB 3, be concurred in.
HB 185, be amended with HB0185.001.001 and, as amended, be concurred in.

LEGISLATIVE ADMINISTRATION (Lang, Chair) 02/20/2023
HB 167, be concurred in.

PUBLIC HEALTH, WELFARE AND SAFETY (McGillvray, Chair) 02/15/2023
SB 150, introduced bill, be amended with SB0150.001.003 and, as amended, do pass.
SB 300, do pass.
SR 15, introduced resolution, be amended with SR0015.001.001 and, as amended, be adopted.

TAXATION (Hertz, Chair) 02/21/2023
SB 246, introduced bill, be amended with SB0246.001.001 and, as amended, do pass.
SB 253, introduced bill, be amended with SB0253.001.001 and, as amended, do pass.

Without objection, the committee reports were adopted.

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 416, introduced by J. Ellis, referred to State Administration.
SB 417, introduced by B. Molnar, referred to Finance and Claims.
SB 418, introduced by B. Molnar, referred to State Administration.
SB 419, introduced by S. Vance, referred to Business, Labor, and Economic Affairs.
SB 420, introduced by C. Friedel, referred to Local Government.
SB 421, introduced by C. Friedel, referred to Business, Labor, and Economic Affairs.
SB 422, introduced by K. Bogner, referred to Public Health, Welfare and Safety.
SB 423, introduced by K. Bogner, D. Salomon, E. McClafferty, T. McGillvray, K. Regier, J. Welborn, L. Jones, J. Cohenour, B. Keenan, C. Glimm, M. Lang, D. Zolnikov, D. Lenz, B. Brown, M. Dunwell, F. Mandeville, S. Hinebauch, D. Fern, D. Loge, R. Fitzgerald, J. Trebas, B. Usher, W. Sales, T. Welch, B. Beard, J. Small, N. Duram, J. Dooling, D. Harvey, E. Kerr-Carpenter, B. Gillespie, J. Kassmier, B. Mercer, T. Moore, D. Bedey, M. Marler, P. Flowers, B. Ler, K. Zolnikov, B. Mitchell, A. Regier, K. Seekins-Crowe, M. Malone, E. Stafman, A. Buckley, M. Bertoglio, M. Thane, C. Friedel, M. Yakawich, R. Miner, G. Parry, D. Emrich, T. Vermeire, C. Sprunger, P. Green, B. Barker, J. Karlen, referred to Judiciary.
SB 424, introduced by F. Mandeville, E. Buttrey, G. Hertz, B. Brown, M. Hopkins, F. Nave, referred to State Administration.
SB 425, introduced by J. Small, E. Kerr-Carpenter, referred to Public Health, Welfare and Safety.
SB 426, introduced by J. Small, referred to Natural Resources.
SB 427, introduced by T. Vermeire, referred to Taxation.
SB 428, introduced by B. Molnar, referred to Fish and Game.
SB 429, introduced by S. Fitzpatrick, D. Salomon, J. Kassmier, referred to Judiciary.
SB 430, introduced by S. Fitzpatrick, referred to Business, Labor, and Economic Affairs.
SB 431, introduced by C. Friedel, referred to Judiciary.
SB 432, introduced by T. Manzella, referred to State Administration.
SB 433, introduced by T. Manzella, referred to State Administration.
SB 434, introduced by T. Manzella, referred to Judiciary.
SB 435, introduced by T. Manzella, referred to State Administration.
SB 436, introduced by S. Hinebauch, referred to Judiciary.
SB 437, introduced by J. Gross, E. McClafferty, J. Ellis, S. Morigeau, P. Flowers, referred to Public Health, Welfare and Safety.
SB 438, introduced by B. Usher, referred to Judiciary.
SB 439, introduced by B. Usher, referred to Judiciary.
SB 440, introduced by B. Usher, referred to Judiciary.
SB 441, introduced by M. Noland, referred to State Administration.
SB 442, introduced by M. Lang, M. Cuffe, T. McGillvray, R. Lynch, S. Hinebauch, D. Loge, D. Bartel, C. Knudsen, B. Usher, R. Tempel, B. Ler, P. Fielder, J. Schillinger, K. Seekins-Crowe, M. Malone, C. Hinkle, M. Binkley, R. Marshall, S. Essmann, R. Miner, G. Parry, N. Nicol, referred to Taxation.
SB 443, introduced by C. Friedel, J. Cohenour, referred to Judiciary.
SB 444, introduced by J. Small, D. Salomon, E. McClafferty, L. Jones, W. McKamey, S. Morigeau, J. Kassmier, M. Bertoglio, S. O'Brien, T. Brockman, G. Nikolakakos, referred to Business, Labor, and Economic Affairs.
SB 445, introduced by K. Bogner, referred to Judiciary.
SB 446, introduced by D. Lenz, referred to Legislative Administration.

The following Senate joint resolution was introduced, read first time, and referred to committee:

SJ 14, introduced by M. Lang, M. Cuffe, T. McGillvray, S. Hinebauch, D. Loge, D. Bartel, C. Knudsen, B. Usher, R. Tempel, B. Ler, P. Fielder, J. Schillinger, M. Malone, C. Hinkle, R. Marshall, R. Miner, G. Parry, N. Nicol, referred to Fish and Game.

The following Senate bills, previously introduced, were referred to committee:

SB 413, introduced by C. Glimm, referred to Education and Cultural Resources.
SB 414, introduced by J. Ellsworth, M. Cuffe, D. Salomon, S. Fitzpatrick, E. McClafferty, J. Esp, T. McGillvray, K. Regier, J. Welborn, B. Molnar, C. Glimm, G. Hertz, M. Lang, D. Zolnikov, D. Lenz, R. Lynch, B. Brown, W. Curdy, M. Dunwell, J. Ellis, F. Mandeville, T. Manzella, W. McKamey, M. Noland, C. Pope, S. Webber, S. Hinebauch, J. Trebas, D. Bartel, B. Usher, W. Sales, B. Beard, E. Boldman, S. Morigeau, J. Small, R. Tempel, J. Fuller, K. Bogner, B. Gillespie, P. Flowers, M. Fox, C. Friedel, S. O'Brien, D. Emrich, S. Vance, T. Vermeire, referred to State Administration.
SB 415, introduced by G. Hertz, referred to Business, Labor, and Economic Affairs.

MOTIONS

Majority Leader Fitzpatrick moved the Senate suspend rules to allow Senator Usher to be the floor carrier for **SB 309**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 47

Nays: None.
Total 0

Voted absentee: None.

Excused: Kelker, Molnar, Olsen.
Total 3

Absent or not voting: None.
Total 0

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Beard in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 210 - Senator Glimm moved **SB 210** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Trebas, Usher, Vance.
Total 26

Nays: Bogner, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Small, Tempel, Vermeire, Webber, Welborn, Zolnikov.
Total 24

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 237 - Senator Vance moved **SB 237** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Dunwell.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 211 - Senator McGillvray moved **SB 211** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vermeire, Welborn, Zolnikov.
Total 31

Nays: Boldman, Brown, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Manzella, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Vance, Webber.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 94 - Senator Usher moved **SB 94** do pass.

SB 94 - Senator Usher moved **SB 94**, second reading copy, be amended with SB0094.003.002. Amendment **adopted** as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Beard, Emrich, Trebas.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 94, as amended, passed as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Beard, Mandeville, Trebas.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 182 - Senator Lenz moved **SB 182** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 314 - Majority Leader Fitzpatrick moved **SB 314** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 224 - Senator Hertz moved **SB 224** do pass.

SB 224 - Senator Hertz moved **SB 224**, second reading copy, be amended with SB0224.002.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 40

Nays: Dunwell, Ellis, Flowers, Gross, Hayman, Lynch, McClafferty, O'Brien, Olsen, Webber.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 224, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 31

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 309 - Senator Usher moved **SB 309** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Hayman, Hinebauch, McClafferty, Mr. President.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 312 - Senator Vermeire moved **SB 312** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Lang, Lenz.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 20 - **House Amendments** - Majority Leader Fitzpatrick moved do concur in House amendments to **SB 20**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Beard moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 46

Nays: Hayman, McClafferty, Zolnikov.
Total 3

Voted absentee: None.
Total 0

Excused: Olsen.
Total 1

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 224**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

UNFINISHED BUSINESS

Majority Leader Fitzpatrick moved the following undersigned names be **ADDED** as sponsors to **SB 322:**

Senators K. Bogner, J. Ellsworth, W. McKamey, D. Salomon, J. Small, and D. Zolnikov.

Representatives B. Barker, A. Buckley, E. Buttrey, M. Hopkins, J. Kassmier and G. Nikolakakos.

Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Senator Small introduced the Pages for the coming week:

Gideon Addy from Great Falls, Montana, sponsored by Senator Emrich
Alyssa Toce-Blount from Frazer, Montana, sponsored by Senator Small
Benjamin Rhodes from Great Falls, Montana, sponsored by Senator Trebas
Paisley Smith from Helena, Montana, sponsored by Senator Beard

Majority Leader Fitzpatrick moved the Senate adjourn until 12:45 p.m., 02/22/2023, the 38th legislative day. Motion carried.

Senate adjourned at 2:34 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
THIRTY-EIGHTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
February 22, 2023 — State Capitol

Senate convened at 12:45 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. Forty-eight members present. Senators Olsen and Webber, excused. Quorum Present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 182, SB 210, SB 211, SB 237, SB 300, SB 309, SB 312, SB 314, SB 415, SB 416, SB 417, SB 418, SB 419, SB 420, SB 421, SB 422, SB 423, SB 424, SB 425, SB 426, SB 427, SB 428, SB 429, SB 430, SB 431, SB 432, SB 433, SB 434, SB 435, SB 436, SB 437, SB 438, SB 439, SB 440, SB 441, SB 442, SB 443, SB 444, SB 445, SB 446, SJ 14, HB 3, HB 167**.
Correctly engrossed: **SB 94, SB 104, SB 150, SB 224, SB 249, SB 320, HB 185**.
Signed by the Speaker at 4:15 p.m., February 21, 2023: **SJ 4**.
Delivered to the Secretary of State at 10:46 a.m., February 22, 2023: **SJ 4**.

REPORTS OF STANDING COMMITTEES

ENERGY AND TELECOMMUNICATIONS (Sales, Chair) 02/21/2023
SB 255, introduced bill, be amended with SB0255.001.001 and, as amended, do pass.
SJ 10, introduced bill, be amended with SJ0010.001.001 and, as amended, do pass.

FISH AND GAME (Hinebauch, Chair) 02/21/2023
SB 295, introduced bill, be amended with SB0295.001.001 and, as amended, do pass.
SR 3, be adopted.

FINANCE AND CLAIMS (Esp, Chair) 02/21/2023
SB 229, do pass.

HIGHWAYS AND TRANSPORTATION (Manzella, Chair) 02/21/2023
SB 342, introduced bill, be amended with SB0342.001.001 and, as amended, do pass.
SB 344, do pass.

JUDICIARY (Regier, Chair) 02/21/2023
SB 249, introduced bill, be amended with SB0249.001.001 and, as amended, do pass.
SB 287, introduced bill, be amended with SB0287.001.002 and, as amended, do pass.
SB 299, do pass.
SB 320, introduced bill, be amended with SB0320.001.001 and, as amended, do pass.
SB 321, do pass.
SB 363, do pass.

TAXATION (Hertz, Chair) 02/21/2023
SB 104, introduced bill, be amended with SB0104.001.004 and, as amended, do pass.

Without objection, the committee reports were adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 02/21/2023

HB 291, introduced by L. Brewster
HB 295, introduced by J. Bergstrom
HB 299, introduced by J. Hinkle
HB 314, introduced by T. Brockman
HB 325, introduced by L. Hellegaard
HB 358, introduced by K. Zolnikov
HB 379, introduced by T. Welch
HB 400, introduced by B. Mercer

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 447, introduced by B. Gillespie, referred to Agriculture, Livestock and Irrigation.
SB 448, introduced by M. Cuffe, referred to Natural Resources.
SB 449, introduced by D. Emrich, C. Glimm, F. Mandeville, J. Trebas, D. Bartel, B. Usher, C. Friedel, referred to Taxation.
SB 450, introduced by D. Emrich, T. McGillvray, C. Glimm, B. Brown, T. Manzella, S. Hinebauch, J. Trebas, B. Usher, J. Fuller, K. Bogner, C. Friedel, S. Vance, referred to Public Health, Welfare and Safety.
SB 452, introduced by B. Usher, referred to Highways and Transportation.
SB 453, introduced by J. Small, referred to Business, Labor, and Economic Affairs.
SB 454, introduced by J. Small, referred to Business, Labor, and Economic Affairs.
SB 455, introduced by T. Vermeire, referred to Business, Labor, and Economic Affairs.
SB 456, introduced by T. Vermeire, referred to Business, Labor, and Economic Affairs.
SB 457, introduced by T. Vermeire, referred to Business, Labor, and Economic Affairs.
SB 458, introduced by C. Glimm, referred to Public Health, Welfare and Safety.
SB 459, introduced by R. Lynch, E. McClafferty, J. Windy Boy, C. Glimm, G. Hertz, D. Zolnikov, D. Lenz, B. Brown, J. Ellis, D. Hayman, T. Manzella, W. McKamey, M. Noland, C. Pope, S. Hinebauch, J. Trebas, D. Bartel, C. Knudsen, B. Usher, E. Boldman, S. Morigeau, J. Small, D. Harvey, P. Flowers, M. Binkley, E. Matthews, D. Emrich, J. Lynch, J. Karlen, referred to Judiciary.

The following Senate joint resolution was introduced, read first time, and referred to committee:

SJ 15, introduced by T. McGillvray, K. Regier, G. Hertz, S. Hinebauch, B. Usher, referred to State Administration.

The following Senate bills were introduced and read first time:

SB 451, introduced by J. Small.
SB 460, introduced by D. Salomon, S. Morigeau, J. Small.
SB 461, introduced by D. Salomon, S. Fitzpatrick, W. Sales, J. Small, J. Kassmier, D. Bedey, J. Fitzpatrick.
SB 462, introduced by M. Lang.

The following Senate bill, previously introduced, was referred to committee:

SB 277, introduced by S. Morigeau, P. Flowers, referred to Judiciary.

The following House bills were introduced and read first time:

HB 291, introduced by L. Brewster, C. Knudsen, S. Vinton, B. Phalen, G. Kmetz.
HB 295, introduced by J. Bergstrom, S. Hinebauch, C. Knudsen, R. Knudsen, B. Ler.
HB 299, introduced by J. Hinkle, A. Buckley.
HB 314, introduced by T. Brockman.
HB 325, introduced by L. Hellegaard, J. Read, E. Butcher, L. Sheldon-Galloway, B. Phalen, A. Regier, S. Kerns, S. Gist, J. Schillinger, K. Seekins-Crowe, R. Marshall, G. Parry, N. Nicol, J. Bergstrom, J. Etchart, Z. Wirth.
HB 358, introduced by K. Zolnikov, L. Sheldon-Galloway, C. Knudsen, B. Ler, S. Kerns, S. Galloway, C. Hinkle, G. Frazer, G. Oblander, G. Nikolakakos, W. Rusk.
HB 379, introduced by T. Welch, M. Thane.
HB 400, introduced by B. Mercer.

The following House bill, previously introduced, was referred to committee:

HB 320, introduced by N. Duram, F. Smith, M. Cuffe, D. Salomon, E. McClafferty, J. Windy Boy, T. McGillvray, K. Regier, J. Welborn, E. Butcher, J. Cohenour, B. Keenan, B. Molnar, G. Hertz, M. Lang, R. Lynch, A. Olsen, B. Brown, W. Curdy, D. Hayman, W. McKamey, M. Noland, C. Pope, S. Hinebauch, S. Gunderson, D. Fern, D. Loge, S. Vinton, J. Hamilton, S. Morigeau, M. Hopkins, R. Tempel, J. Fuller, T. Running Wolf, J. Kassmier, B. Mercer, M. Marler, M. Fox, F. Nave, L. Brewster, K. Zolnikov, B. Mitchell, A. Regier, L. Reksten, P. Fielder, S. Kerns, S. Galloway, M. Malone, K. Kortum, C. Hinkle, K. Walsh, D. Hawk, M. Binkley, R. Marshall, T. France, C. Friedel, T. Brockman, T. Smith, N. Nicol, C. Sprunger, T. Falk, G. Nikolakakos, P. Tuss, J. Bergstrom, P. Green, D. Baum, B. Barker, W. Rusk, J. Karlen, L. Hellegaard, B. Carter, J. Fitzpatrick, referred to Highways and Transportation.

MOTIONS

Majority Leader Fitzpatrick moved to **suspend all rules** for the passage of **SB 414**. Without objection, so ordered.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Regier in the chair.
Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 414 - President Ellsworth moved **SB 414** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and beg leave to sit again**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

THIRD READING OF BILLS

Majority Leader Fitzpatrick moved to put **SB 414**, heard on second reading this date, on third reading. Without objection, so ordered.

SB 414 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Regier in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 127 - Senator Hertz moved **SB 127** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 293 - Senator Noland moved **SB 293** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 13 - Senator McGillvray moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 13**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

President Ellsworth assumed the chair.

SR 50 - Senator McGillvray moved the nomination transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 50**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey,
Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 16 - Senator McGillvray moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 16**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 311 - Senator Usher moved **SB 311** do pass. Motion **failed** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 24

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McGillvray, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Webber, Welborn.
Total 26

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 311 - Majority Leader Fitzpatrick moved **SB 311** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn.
Total 35

Nays: Bogner, Brown, Emrich, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, Noland, Regier K, Usher, Zolnikov.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 72 - Majority Leader Fitzpatrick moved **SB 72** do pass.

SB 72 - Senator Gillespie moved **SB 72**, second reading copy, be amended with SB0072.003.001. Amendment **adopted** as follows:

Yeas: Bartel, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, McClafferty, McGillvray, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn, Zolnikov.
Total 36

Nays: Beard, Brown, Emrich, Fuller, Glimm, Hinebauch, Mandeville, Manzella, Mr. President, Noland, Regier K, Trebas, Usher, Vance.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 72, as amended, passed as follows:

Yeas: Bartel, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Webber, Welborn.
Total 28

Nays: Beard, Bogner, Brown, Emrich, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 279 - Majority Leader Fitzpatrick moved **SB 279** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 4 - Senator Cuffe moved the nomination transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 4**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50
Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 5 - Senator Cuffe moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 5**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 44 - Senator Welborn moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 44**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 240 - Senator Small moved **SB 240** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber, Welborn.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 20, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 182 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 210 failed as follows:

Yeas: Bartel, Beard, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Noland, Regier K, Trebas, Usher, Vance, Zolnikov.
Total 24

Nays: Bogner, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn.
Total 26

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 211 passed as follows:

Yeas: Bartel, Bogner, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vermeire, Welborn, Zolnikov.
Total 30

Nays: Beard, Boldman, Brown, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Manzella, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Vance, Webber.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 237 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 309 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 44

Nays: Hayman, Hinebauch, McClafferty, O'Brien, Tempel, Webber.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 312 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Lang, Lenz.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 314 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 127**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

UNFINISHED BUSINESS

Senator Boldman moved the following undersigned names be **ADDED** as sponsors to **SB 320:** Senators K. Bogner, B. Brown, D. Emrich, R. Lynch, F. Mandeville, D. Salomon, and J. Trebas.

Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 02/23/2023, the 39th legislative day. Motion carried.

Senate adjourned at 2:26 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
THIRTY-NINTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
February 23, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 137, SB 229, SB 240, SB 279, SB 293, SB 299, SB 321, SB 344, SB 363, SB 414, SB 447, SB 448, SB 449, SB 450, SB 451, SB 452, SB 453, SB 454, SB 455, SB 456, SB 457, SB 458, SB 459, SB 460, SB 461, SB 462, SJ 15, SR 3**.
Correctly engrossed: **SB 72, SB 255, SB 287, SB 295, SB 320, SB 342, SJ 10**.
Examined by the sponsor and found to be correct: **SB 191**
Correctly enrolled: **SB 191**
Transmitted to the House: **SB 182, SB 211, SB 237, SB 309, SB 312, SB 314, SB 414**.

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Small, Chair) 02/22/2023
SB 283, introduced bill, be amended with SB0283.001.002 and, as amended, do pass.
SB 310, do pass.
SB 340, do pass.
SB 359, do pass.

EDUCATION AND CULTURAL RESOURCES (Salomon, Chair) 02/22/2023
SB 289, introduced bill, be amended with SB0289.001.001 and, as amended, do pass.
SB 373, introduced bill, be amended with SB0373.001.001 and, as amended, do pass.

JUDICIARY (Regier, Chair) 02/23/2023
SB 250, introduced bill, be amended with SB0250.001.003 and, as amended, do pass.
SB 355, do pass.
SB 377, do pass.
SB 396, do pass.
SB 405, do pass.
SB 429, do pass.

NATURAL RESOURCES (Welborn, Chair) 02/22/2023
SB 274, do pass.

PUBLIC HEALTH, WELFARE AND SAFETY (McGillvray, Chair) 02/22/2023
SB 180, introduced bill, be amended with SB0180.001.002 and, as amended, do pass.
SB 282, introduced bill, be amended with SB0282.001.001 and, as amended, do pass.
SB 284, introduced bill, be amended with SB0284.001.001 and, as amended, do pass.
SB 339, do pass.

STATE ADMINISTRATION (Cuffe, Chair) 02/22/2023
SB 232, introduced bill, be amended with SB0232.001.002 and, as amended, do pass.
SB 302, do pass.
SB 338, do pass.

MESSAGES FROM THE GOVERNOR

February 23, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59601

Dear President Ellsworth:

On Thursday, February 23, 2023, I signed the following bills:

Senate Bill 45 – McKamey
Senate Bill 62 – Zolnikov
Senate Bill 80 – Fox
Senate Bill 102 - Cuffe

The bills have been delivered to the Secretary of State's Office.

Sincerely,

Greg Gianforte
Governor

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 02/22/2023

HB 158, introduced by J. Kassmier
HB 159, introduced by J. Kassmier
HB 243, introduced by M. Marler
HB 257, introduced by C. Sprunger
HB 284, introduced by J. Schillinger
HB 301, introduced by D. Baum
HB 311, introduced by M. Yakawich
HB 322, introduced by C. Hinkle
HB 331, introduced by G. Oblander
HB 336, introduced by E. Buttrey
HB 338, introduced by J. Windy Boy
HB 392, introduced by J. Etchart

HB 397, introduced by B. Mercer

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 463, introduced by J. Trebas, referred to Local Government.
SB 464, introduced by J. Trebas, L. Brewster, D. Emrich, referred to Judiciary.
SB 465, introduced by J. Trebas, L. Brewster, D. Emrich, referred to Public Health, Welfare and Safety.
SB 466, introduced by J. Trebas, B. Usher, L. Brewster, D. Emrich, referred to Energy and Telecommunications.
SB 467, introduced by J. Trebas, L. Brewster, referred to Local Government.
SB 468, introduced by J. Trebas, referred to Judiciary.
SB 469, introduced by J. Trebas, L. Brewster, referred to Judiciary.
SB 470, introduced by J. Trebas, referred to Judiciary.
SB 471, introduced by J. Trebas, L. Brewster, referred to Business, Labor, and Economic Affairs.
SB 472, introduced by D. Emrich, referred to State Administration.
SB 473, introduced by D. Emrich, referred to Agriculture, Livestock and Irrigation.
SB 474, introduced by F. Mandeville, K. Bogner, referred to Local Government.
SB 475, introduced by W. Curdy, F. Smith, E. McClafferty, M. Caferro, R. Lynch, M. Dunwell, J. Ellis, D. Hayman, W. McKamey, C. Pope, D. Fern, R. Fitzgerald, W. Sales, K. Abbott, S. Morigeau, J. Gross, E. Kerr-Carpenter, B. Gillespie, M. Marler, K. Sullivan, P. Flowers, M. Fox, E. Stafman, A. Buckley, K. Walsh, M. Thane, E. Matthews, P. Tuss, D. Baum, M. Romano, S. Howell, J. Fitzpatrick, referred to Business, Labor, and Economic Affairs.
SB 476, introduced by E. Boldman, referred to Judiciary.
SB 477, introduced by E. Boldman, referred to Judiciary.
SB 478, introduced by S. Morigeau, referred to Public Health, Welfare and Safety.
SB 479, introduced by K. Bogner, referred to Local Government.
SB 480, introduced by M. Dunwell, referred to Education and Cultural Resources.
SB 481, introduced by C. Glimm (by request of the (S) Joint Select Committee on Election Security), referred to State Administration.
SB 482, introduced by C. Glimm (by request of the (S) Joint Select Committee on Election Security), referred to State Administration.
SB 483, introduced by C. Pope, referred to State Administration.
SB 484, introduced by T. Manzella, referred to State Administration.
SB 485, introduced by J. Small, T. McGillvray, R. Lynch, J. Ellsworth, P. Flowers, referred to State Administration.
SB 486, introduced by P. Flowers, E. McClafferty, D. Zolnikov, W. Curdy, M. Dunwell, J. Ellis, D. Hayman, C. Pope, W. Sales, referred to Local Government.

The following Senate joint resolution was introduced, read first time, and referred to committee:

SJ 16, introduced by M. Cuffe, referred to Natural Resources.

The following Senate bills were introduced and read first time:

SB 487, introduced by S. Vance.

SB 488, introduced by D. Zolnikov.
SB 489, introduced by S. O'Brien, P. Flowers.
SB 490, introduced by G. Hertz, S. Fitzpatrick.

The following Senate bills, previously introduced, were referred to committee:

SB 346, introduced by R. Lynch, referred to Local Government.
SB 460, introduced by D. Salomon, S. Morigeau, J. Small, referred to State Administration.
SB 461, introduced by D. Salomon, S. Fitzpatrick, W. Sales, J. Small, J. Kassmier, D. Bedey, J. Fitzpatrick, referred to Taxation.
SB 462, introduced by M. Lang, referred to Agriculture, Livestock and Irrigation.

The following House bills were introduced and read first time:

HB 158, introduced by J. Kassmier (by request of the Department of Livestock).
HB 159, introduced by J. Kassmier (by request of the Department of Livestock).
HB 243, introduced by M. Marler, N. Duram.
HB 257, introduced by C. Sprunger, D. Salomon, N. Duram, D. Bedey, L. Reksten, M. Bertoglio, T. Smith, E. Matthews.
HB 284, introduced by J. Schillinger.
HB 301, introduced by D. Baum, S. Vinton, N. Duram, E. Kerr-Carpenter, B. Mercer, T. Moore, L. Brewster, K. Zolnikov, K. Seekins-Crowe, D. Hawk, C. Friedel, S. Essmann, M. Yakawich, G. Oblander, N. Nicol, L. Deming, J. Etchart.
HB 311, introduced by M. Yakawich, L. Smith.
HB 322, introduced by C. Hinkle, J. Read, B. Brown, J. Hinkle, T. Manzella, N. Duram, B. Ler, B. Phalen, F. Nave, B. Mitchell, A. Regier, S. Kerns, J. Schillinger, R. Marshall.
HB 331, introduced by G. Oblander, S. Gist, T. Smith, N. Nicol.
HB 336, introduced by E. Buttrey, S. Fitzpatrick, J. Small, J. Ellsworth, J. Carlson, A. Buckley.
HB 338, introduced by J. Windy Boy, F. Smith, S. Stewart Peregoy, K. Abbott, M. Hopkins, E. Kerr-Carpenter, T. Running Wolf, C. Keogh, A. Buckley, D. Hawk, M. Thane, P. Tuss, M. Romano, S. Howell, J. Fitzpatrick.
HB 392, introduced by J. Etchart, E. Kerr-Carpenter, T. Moore, K. Zolnikov, J. Gillette.
HB 397, introduced by B. Mercer.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator McGillvray in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 93 - Senator Cuffe moved **SB 93** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey,

Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 178 - Senator Zolnikov moved **SB 178** do pass.

SB 178 - Senator Zolnikov moved **SB 178**, second reading copy, be amended with SB0178.002.004. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 43

Nays: Curdy, Flowers, Hayman, Lynch, Pope, Webber.
Total 6

Voted absentee: None.
Total 0

Excused: Olsen.
Total 1

Absent or not voting: None.
Total 0

SB 178, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 37

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Hayman, Kelker, Lenz, Molnar, O'Brien, Olsen, Pope, Webber.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 264 - Senator Regier moved **SB 264** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Lenz, O'Brien.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 269 - Senator Hertz moved **SB 269** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 213 - Senator McClafferty moved **SB 213** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 245 - Senator Zolnikov moved **SB 245** do pass.

SB 245 - Senator Dunwell moved **SB 245**, second reading copy, be amended with SB0245.002.001. Amendment **not adopted** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McGillvray, Morigeau, O'Brien, Pope, Webber.
Total 16

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Voted absentee: None.
Total 0

Excused: Olsen.
Total 1

Absent or not voting: None.
Total 0

SB 245 - Thereupon, the Senate reverted to the original motion of Senator Zolnikov which passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 41

Nays: Curdy, Ellis, Gross, Hayman, Kelker, Molnar, Pope, Tempel, Webber.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 275 - Senator Mandeville moved **SB 275** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 36

Nays: Boldman, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Olsen, Pope, Sales, Welborn.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 278 - Majority Leader Fitzpatrick moved **SB 278** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,

Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 285 - Senator Glimm moved **SB 285** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey,
Mr. President, Noland, Regier K, Salomon, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 30

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Tempel, Webber, Welborn.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 286- Majority Leader Fitzpatrick moved consideration of **SB 286** be passed for the day. Without objection, so ordered.

SB 318 - Senator Boldman moved **SB 318** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Hayman, Lynch, Manzella, McClafferty.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

President Ellsworth assumed the chair.

SR 15 - Senator McGillvray moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 15**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator McGillvray moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Olsen, Webber.
Total 2

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 94 passed as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Welborn.
Total 43

Nays: Beard, Friedel, Mandeville, Trebas, Zolnikov.
Total 5

Voted absentee: None.
Total 0

Excused: Olsen, Webber.
Total 2

Absent or not voting: None.
Total 0

SB 240 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Pope.
Total 14

Voted absentee: None.
Total 0

Excused: Olsen, Webber.
Total 2

Absent or not voting: None.
Total 0

SB 279 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: Olsen.
Total 1

Absent or not voting: None.
Total 0

SB 293 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Olsen.
Total 1

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 93**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick reported the Rules Committee met regarding topics referred by the Committee of the Whole and recommends adoption of the changes as distributed to members.

Majority Leader Fitzpatrick moved adoption of the recommended changes. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 49

Nays: None.
Total 0

Voted absentee: None.

Excused: Olsen.
Total 1

Absent or not voting: None.
Total 0

Senator Usher moved the Senate reconsider its action on **SB 311**, indefinitely postponed the previous day, and that **SB 311** be placed on second reading February 24, 2023, the next legislative day. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McKamey, Molnar, Noland, Regier K, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov, Mr. President.
Total 25

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McGillvray, Morigeau, O'Brien, Pope, Sales, Salomon, Small, Webber, Welborn.
Total 24

Voted absentee: None.

Excused: Olsen.
Total 1

Absent or not voting: None.
Total 0

UNFINISHED BUSINESS

Senator Zolnikov moved that the following undersigned names be **ADDED** as sponsors to **SB 384:** Senators K. Bogner, E. Boldman, D. Emrich, P. Flowers, and S. Morigeau and Representatives K. Sullivan and K. Zolnikov.

Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 02/24/2023, the 40th legislative day. Motion carried.

Senate adjourned at 3:15 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
FORTIETH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
February 24, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 93, SB 213, SB 245, SB 264, SB 269, SB 274, SB 275, SB 276, SB 277, SB 278, SB 279, SB 280, SB 285, SB 302, SB 310, SB 311, SB 318, SB 338, SB 339, SB 340, SB 355, SB 359, SB 377, SB 396, SB 405, SB 429, SB 463, SB 464, SB 465, SB 466, SB 467, SB 468, SB 469, SB 470, SB 471, SB 472, SB 473, SB 474, SB 475, SB 476, SB 477, SB 478, SB 479, SB 480, SB 481, SB 482, SB 483, SB 484, SB 485, SB 486, SB 487, SR 55**.
Correctly engrossed: **SB 178, SB 180, SB 232, SB 246, SB 250, SB 253, SB 282, SB 283, SB 284, SB 289, SB 373**.
Transmitted to the House: **SB 94, SB 240, SB 279, SB 293**.
Signed by the Secretary of the Senate at 4:15 p.m., February 23, 2023: **SB 191**.
Signed by the President at 4:35 p.m., February 23, 2023: **SB 191**
Signed by the Speaker at 12:35 p.m., February 24, 2023: **SB 191**.

REPORTS OF STANDING COMMITTEES

AGRICULTURE, LIVESTOCK AND IRRIGATION (Lang, Chair) 02/23/2023
SR 52, be adopted.

ENERGY AND TELECOMMUNICATIONS (Sales, Chair) 02/23/2023
SB 208, do pass.

FINANCE AND CLAIMS (Esp, Chair) 02/23/2023
SB 28, introduced bill, be amended with SB0028.001.001 and, as amended, do pass.
SB 93, do pass.
SB 224, introduced bill, be amended with SB0224.003.002 and, as amended, do pass.
SB 417, introduced bill, be amended with SB0417.001.001 and, as amended, do pass.
HB 192, be concurred in.
HB 212, be concurred in.
HB 221, be concurred in.
HB 222, be concurred in.
HB 251, be concurred in.
HB 267, be concurred in.

FISH AND GAME (Hinebauch, Chair) 02/23/2023
SB 280, introduced bill, be amended with SB0280.001.001 and, as amended, do pass.
SB 324, do pass.
SB 356, do pass.

HIGHWAYS AND TRANSPORTATION (Manzella, Chair) 02/23/2023
SB 288, do pass.
SB 452, do pass.
HB 320, be amended with HB0320.002.002 and, as amended, be concurred in.

JUDICIARY (Regier, Chair) 02/22/2023
SB 172, introduced bill, be amended with SB0172.001.001 and, as amended, do pass.
SB 256, introduced bill, be amended with SB0256.001.002 and, as amended, do pass.
SB 307, introduced bill, be amended with SB0307.001.001 and, as amended, do pass.
SB 313, introduced bill, be amended with SB0313.001.001 and, as amended, do pass.
SB 325, introduced bill, be amended with SB0325.001.003 and, as amended, do pass.
SB 326, do pass.
SB 400, do pass.
SJ 11, introduced bill, be amended with SJ0011.001.001 and, as amended, do pass.

LOCAL GOVERNMENT (Friedel, Chair) 02/23/2023
SB 301, introduced bill, be amended with SB0301.001.001 and, as amended, do pass.
SB 317, do pass.
SB 319, do pass.
SB 323, introduced bill, be amended with SB0323.001.001 and, as amended, do pass.
SB 327, do pass.
SB 331, introduced bill, be amended with SB0331.001.001 and, as amended, do pass.
SB 332, do pass.

MESSAGES FROM THE GOVERNOR

February 23, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59601

Dear President Ellsworth:

On Thursday, February 23, 2023, I signed the following bills:

Senate Bill 45 – McKamey
Senate Bill 62 – Zolnikov
Senate Bill 80 – Fox
Senate Bill 102 - Cuffe

The bills have been delivered to the Secretary of State's Office.

Sincerely,

Greg Gianforte
Governor

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 02/23/2023

HB 409, introduced by A. Regier
HB 410, introduced by B. Ler
HB 412, introduced by D. Bedey
HB 417, introduced by J. Cohenour
HB 419, introduced by J. Hinkle
HB 422, introduced by T. Falk
HB 433, introduced by T. Welch
HB 436, introduced by L. Sheldon-Galloway
HB 437, introduced by K. Zolnikov

House joint resolution passed and transmitted to the Senate for concurrence: 02/23/2023

HJ 7, introduced by M. Malone

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 491, introduced by S. Fitzpatrick, referred to Judiciary.
SB 492, introduced by S. Fitzpatrick, referred to Business, Labor, and Economic Affairs.
SB 493, introduced by J. Gross, A. Olsen, J. Small, referred to Business, Labor, and Economic Affairs.
SB 494, introduced by M. Dunwell, referred to Finance and Claims.
SB 495, introduced by M. Cuffe, referred to Highways and Transportation.
SB 496, introduced by S. O'Brien, referred to Business, Labor, and Economic Affairs.
SB 497, introduced by S. Fitzpatrick, referred to Judiciary.
SB 498, introduced by S. Morigeau, C. Glimm, T. Manzella, J. Ellsworth, T. Running Wolf, P. Flowers, B. Phalen, S. Galloway, E. Stafman (by request of the (S) Joint Select Committee on Election Security), referred to State Administration.
SB 499, introduced by T. McGillvray, K. Bogner, referred to Local Government.
SB 500, introduced by J. Trebas, F. Mandeville, E. Boldman, referred to Local Government.

The following Senate bill was introduced and read first time:

SB 501, introduced by W. McKamey, M. Cuffe, S. Fitzpatrick, D. Zolnikov, S. Webber, F. Anderson, J. Trebas, C. Knudsen, B. Usher, J. Fuller, B. Gillespie, B. Mercer, T. Moore, L. Brewster, M. Bertoglio, M. Binkley, T. Vermeire, B. Barker.

The following Senate bills, previously introduced, were referred to committee:

SB 451, introduced by J. Small, referred to Business, Labor, and Economic Affairs.
SB 487, introduced by S. Vance, referred to Finance and Claims.
SB 488, introduced by D. Zolnikov, referred to Judiciary.
SB 489, introduced by S. O'Brien, P. Flowers, referred to Finance and Claims.

SB 490, introduced by G. Hertz, S. Fitzpatrick, referred to Judiciary.

The following House bills were introduced and read first time:

HB 409, introduced by A. Regier.
HB 410, introduced by B. Ler, C. Knudsen, A. Regier, T. Smith.
HB 412, introduced by D. Bedey.
HB 417, introduced by J. Cohenour, F. Smith, J. Windy Boy, S. Stewart Peregoy, M. Lang, B. Brown, M. Dunwell, D. Hayman, T. Manzella, C. Pope, S. Webber, S. Hinebauch, D. Fern, D. Loge, R. Fitzgerald, J. Trebas, B. Usher, J. Hamilton, B. Beard, J. Small, J. Ellsworth, N. Duram, R. Knudsen, J. Dooling, D. Harvey, E. Kerr-Carpenter, M. Marler, C. Keogh, K. Sullivan, K. Zolnikov, L. Reksten, E. Stafman, K. Kortum, M. Bertoglio, D. Hawk, M. Binkley, T. France, M. Thane, C. Friedel, S. Essmann, R. Miner, E. Matthews, D. Emrich, C. Sprunger, P. Tuss, J. Bergstrom, G. Kmetz, D. Baum, J. Lynch, M. Romano, S. Howell, J. Karlen, B. Carter, Z. Zephyr.
HB 419, introduced by J. Hinkle, E. Buttrey, L. Jones, D. Lenz, B. Brown, T. Manzella, S. Hinebauch, M. Hopkins, J. Ellsworth, B. Ler, B. Phalen, P. Fielder, M. Binkley, R. Miner.
HB 422, introduced by T. Falk, L. Sheldon-Galloway, S. Gist, T. Brockman, D. Emrich, G. Kmetz.
HB 433, introduced by T. Welch, W. Sales.
HB 436, introduced by L. Sheldon-Galloway.
HB 437, introduced by K. Zolnikov.

The following House joint resolution was introduced and read first time:

HJ 7, introduced by M. Malone, J. Esp, C. Knudsen, L. Bishop, T. Running Wolf, B. Phalen, L. Brewster, B. Mitchell, A. Buckley, S. Essmann, T. Smith, R. Miner.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Friedel in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 295 - Majority Leader Fitzpatrick moved consideration of **SB 295** be moved to the bottom of the board. Without objection, so ordered.

SB 311 - Majority Leader Fitzpatrick moved consideration of **SB 311** be moved to the bottom of the board. Without objection, so ordered.

SB 286 - Majority Leader Fitzpatrick moved **SB 286** do pass.

SB 286 - Majority Leader Fitzpatrick moved **SB 286**, second reading copy, be amended with SB0286.001.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 286, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 150 - Senator Lenz moved **SB 150** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 203 – Senator Bogner moved **SB 203** do pass.

SB 203 - Senator Molnar moved **SB 203**, second reading copy, be amended with SB0203.002.001.

SB 203 - Senator Hertz moved that NEW SECTION 1 be segregated from the amendment and that **SB 203** be amended with the segregated NEW SECTION 1. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 203 – The Senate returned to the balance of amendment SB0203.002.001 (excluding NEW SECTION 1). The amendment was **not adopted** as follows:

Yeas: Boldman, Fox, Gillespie, Gross, Lang, Lynch, McClafferty, McKamey, Molnar, Morigeau, Olsen, Pope, Salomon, Tempel, Vermeire, Webber, Zolnikov.
Total 17

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lenz, Mandeville, Manzella,

McGillvray, Mr. President, Noland, O'Brien, Regier K, Sales, Small, Trebas, Usher, Vance, Welborn.
Total 33

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 203, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Molnar.
Total 1

SB 255 - Senator Pope moved **SB 255** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Welborn, Zolnikov.
Total 33

Nays: Bogner, Brown, Emrich, Esp, Fuller, Glimm, Hinebauch, Lang, Lenz, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Usher, Vance.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 299 - Senator Usher moved **SB 299** do pass. Motion **failed** as follows:

Yeas: Bartel, Brown, Dunwell, Emrich, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Noland, Regier K, Sales, Trebas, Usher, Vermeire, Zolnikov.
Total 25

Nays: Beard, Bogner, Boldman, Cuffe, Curdy, Ellis, Esp, Flowers, Fox, Gross, Hayman, Kelker, Lang, Lenz, Morigeau, Mr. President, O'Brien, Olsen, Pope, Salomon, Small, Tempel, Vance, Webber, Welborn.
Total 25

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 299 - Majority Leader Fitzpatrick moved **SB 299** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 40

Nays: Boldman, Brown, Fuller, Glimm, Hertz, Hinebauch, Manzella, Noland, Regier K, Usher.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 300 - Senator McClafferty moved **SB 300** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 320 - Senator Boldman moved **SB 320** do pass. Senator Boldman disclosed that she and her husband are landlords and would benefit from this bill. Motion carried as follows:

Yeas: Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Welborn, Zolnikov.
Total 35

Nays: Bartel, Beard, Fitzpatrick, Fuller, Glimm, Hinebauch, Lenz, Manzella, McGillvray, Molnar, Noland, Regier K, Sales, Usher, Vance.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 321 - Senator Boldman moved **SB 321** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 342 - Senator Hertz moved **SB 342** do pass.

SB 342 - Senator Dunwell moved **SB 342**, second reading copy, be amended with SB0342.002.001. Amendment **not adopted** as follows:

Yeas: Bogner, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Webber.
Total 19

Nays: Bartel, Beard, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 31

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 342 - Thereupon, the Senate reverted to the original motion of Senator Hertz which passed as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Emrich, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Small, Tempel, Trebas, Usher, Zolnikov.
Total 27

Nays: Bogner, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Vance, Vermeire, Webber, Welborn.
Total 23

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 344 - Senator Usher moved **SB 344** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Olsen.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 363 - Senator Usher moved **SB 363** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Gross, McClafferty, Olsen.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 10 - Senator Cuffe moved **SJ 10** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 43

Nays: Dunwell, Ellis, Gross, Hayman, O'Brien, Olsen, Webber.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 3 - Senator Hinebauch moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 3**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 36

Nays: Boldman, Curdy, Dunwell, Ellis, Gross, Hayman, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 167 - Senator Lang moved **HB 167** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 295 - Senator Gillespie moved **SB 295** do pass.

SB 295 - Senator Gillespie moved **SB 295**, second reading copy, be amended with SB0295.002.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 44

Nays: Curdy, Gross, Hayman, Morigeau, Olsen, Webber.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 295, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 37

Nays: Boldman, Curdy, Dunwell, Ellis, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 311 - Senator Usher moved **SB 311** do pass. Motion **failed** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 24

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Webber, Welborn.
Total 26

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 311 - Majority Leader Fitzpatrick moved **SB 311** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn.
Total 35

Nays: Bogner, Brown, Emrich, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, Noland, Regier K, Usher, Zolnikov.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Friedel moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 72 passed as follows:

Yeas: Bartel, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Welborn.
Total 29

Nays: Beard, Bogner, Brown, Emrich, Esp, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Trebas, Usher, Zolnikov.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Vote totals include a change of vote from Yes to No made by Senator Friedel under Order of Business 9, Motions.

SB 213 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 245 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 40

Nays: Curdy, Ellis, Gross, Hayman, Kelker, Molnar, Olsen, Pope, Tempel, Webber.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 264 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Lang, Lenz, O'Brien, Olsen.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 269 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 275 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 36

Nays: Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, Olsen, Pope, Sales, Webber, Welborn.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 278 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 285 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Salomon, Trebas, Usher, Vance, Zolnikov.
Total 27

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Small, Tempel, Vermeire, Webber, Welborn.
Total 23

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 318 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Gross, Hayman, Lynch, Manzella, McClafferty.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 229 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Dunwell, Gross, Hayman, Lynch.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved that **SB 485** be taken from the State Administration Committee and re-referred to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved that **SB 460** be taken from the State Administration Committee and re-referred to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved that **SJ 15** be taken from the State Administration Committee and re-referred to the Judiciary Committee. Without objection, so ordered.

Senator Friedel moved to change his third reading vote this date on **SB 72** from Yes to No. Without objection, so ordered.

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Small, Chair) 02/24/2023
SB 351, introduced bill, be amended with SB0351.001.001 and, as amended, do pass.
SB 378, do pass.
SB 392, introduced bill, be amended with SB0392.001.001 and, as amended, do pass.

JUDICIARY (Regier, Chair) 02/24/2023
SB 294, introduced bill, be amended with SB0294.001.001 and, as amended, do pass.
SB 333, introduced bill, be amended with SB0333.001.001 and, as amended, do pass.
SB 368, introduced bill, be amended with SB0368.001.001 and, as amended, do pass.
SB 423, do pass.

Without objection, the committee reports were adopted.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Senator Small thanked the Pages for their service this week.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 02/27/2023, the 41st legislative day. Motion carried.

Senate adjourned at 3:41 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
FORTY-FIRST LEGISLATIVE DAY

Helena, Montana — Senate Chambers
February 27, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. Forty-nine members present. Senator Kelker, excused. Quorum Present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 93, SB 150, SB 208, SB 255, SB 288, SB 300, SB 317, SB 319, SB 320, SB 321, SB 324, SB 326, SB 327, SB 332, SB 342, SB 344, SB 356, SB 363, SB 400, SB 452, SB 488, SB 489, SB 490, SB 491, SB 492, SB 493, SB 494, SB 495, SB 496, SB 497, SB 498, SB 499, SB 500, SB 501, SJ 10, SR 52, HB167, HB 192, HB 212, HB 221, HB 222, HB 251, HB 267, HB 375, HB 423**.
Correctly engrossed: **SB 28, SB 172, SB 224, SB 256, SB 280, SB 286, SB 294, SB 295, SB 307, SB 313, SB 320, SB 325, SB 333, SB 351, SB 368, SB 392, SB 417, SJ 11**.
Transmitted to the House: **SB 72, SB 213, SB 229, SB 245, SB 264, SB 269, SB 275, SB 278, SB 285, SB 318**.

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Small, Chair) 02/24/2023
SB 370, do pass.
SB 384, introduced bill, be amended with SB0384.001.001 and, as amended, do pass.
SB 430, do pass.
SB 471, do pass.

FINANCE AND CLAIMS (Esp, Chair) 02/27/2023
SB 487, do pass.
HB 260, be amended with HB0260.001.004 and, as amended, be concurred in.

LOCAL GOVERNMENT (Friedel, Chair) 02/27/2023
SB 336, introduced bill, be amended with SB0336.001.001 and, as amended, do pass.
SB 358, introduced bill, be amended with SB0358.001.001 and, as amended, do pass.
SB 382, introduced bill, be amended with SB0382.001.001 and, as amended, do pass.
SB 406, do pass.
SB 420, do pass.
SB 474, do pass.

NATURAL RESOURCES (Welborn, Chair) 02/24/2023
SB 383, do pass.
SB 402, do pass.
SB 426, introduced bill, be amended with SB0426.001.004 and, as amended, do pass.
SB 448, do pass.

PUBLIC HEALTH, WELFARE AND SAFETY (McGillvray, Chair) 02/24/2023
SB 328, do pass.
SB 345, introduced bill, be amended with SB0345.001.001 and, as amended, do pass.
SB 369, introduced bill, be amended with SB0369.001.001 and, as amended, do pass.

STATE ADMINISTRATION (Cuffe, Chair) 02/24/2023
SB 322, introduced bill, be amended with SB0322.001.001 and, as amended, do pass.
SB 348, do pass.
SB 385, do pass.
SB 391, do pass.
SB 393, do pass.
SB 432, do pass.
SB 483, do pass.

Without objection, the committee reports were adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 02/24/2023

HB 333, introduced by G. Oblander
HB 359, introduced by B. Mitchell
HB 376, introduced by J. Gillette
HB 394, introduced by J. Windy Boy
HB 425, introduced by E. Kerr-Carpenter
HB 438, introduced by D. Loge
HB 443, introduced by K. Seekins-Crowe
HB 452, introduced by B. Mercer
HB 458, introduced by F. Anderson
HB 460, introduced by S. Gunderson
HB 474, introduced by D. Fern
HB 491, introduced by S. Gunderson

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 502, introduced by D. Lenz, referred to Taxation.
SB 503, introduced by W. McKamey, E. Buttrey, S. Fitzpatrick, J. Ellsworth, referred to State Administration.
SB 504, introduced by W. Curdy, referred to Local Government.

The following Senate joint resolutions were introduced, read first time, and referred to committee:

SJ 16, introduced by M. Cuffe, referred to Natural Resources.
SJ 17, introduced by M. Fox, referred to State Administration.

The following Senate bill, previously introduced, was referred to committee:

SB 501, introduced by W. McKamey, M. Cuffe, S. Fitzpatrick, D. Zolnikov, S. Webber, F. Anderson, J. Trebas, C. Knudsen, B. Usher, J. Fuller, B. Gillespie, B. Mercer, T. Moore, L. Brewster, M. Bertoglio, M. Binkley, T. Vermeire, B. Barker, referred to Business, Labor, and Economic Affairs.

The following House bills were introduced and read first time:

HB 333, introduced by G. Oblander, S. Gist, T. Smith, N. Nicol.
HB 359, introduced by B. Mitchell, E. Buttrey, M. Cuffe, D. Salomon, J. Read, T. McGillvray, K. Regier, L. Jones, E. Butcher, B. Keenan, C. Glimm, G. Hertz, M. Lang, D. Lenz, J. Hinkle, F. Mandeville, T. Manzella, W. McKamey, M. Noland, S. Hinebauch, S. Gunderson, M. Regier, D. Loge, R. Fitzgerald, F. Anderson, L. Sheldon-Galloway, J. Trebas, D. Bartel, C. Knudsen, B. Usher, S. Vinton, B. Beard, M. Hopkins, N. Duram, J. Fuller, R. Knudsen, K. Bogner, B. Gillespie, J. Kassmier, B. Mercer, T. Moore, B. Ler, B. Phalen, F. Nave, J. Carlson, L. Brewster, K. Zolnikov, A. Regier, L. Reksten, P. Fielder, S. Kerns, S. Galloway, S. Gist, J. Schillinger, K. Seekins-Crowe, M. Malone, J. Gillette, C. Hinkle, M. Bertoglio, R. Marshall, C. Friedel, S. Essmann, M. Yakawich, T. Brockman, T. Smith, R. Miner, G. Parry, G. Oblander, N. Nicol, L. Deming, D. Emrich, S. Vance, T. Vermeire, C. Sprunger, T. Falk, J. Bergstrom, G. Kmetz, P. Green, J. Etchart, B. Barker, L. Hellegaard, Z. Wirth, N. Hastings.
HB 376, introduced by J. Gillette.
HB 394, introduced by J. Windy Boy.
HB 425, introduced by E. Kerr-Carpenter, R. Lynch, A. Buckley, D. Baum.
HB 438, introduced by D. Loge, R. Fitzgerald, M. Marler, M. Yakawich, G. Nikolakakos.
HB 443, introduced by K. Seekins-Crowe, B. Keenan, F. Nave, S. Galloway, C. Hinkle, R. Marshall, M. Yakawich, J. Etchart.
HB 452, introduced by B. Mercer.
HB 458, introduced by F. Anderson, E. McClafferty, E. Butcher, J. Kassmier, K. Sullivan, B. Mitchell, S. Kerns, S. Gist, G. Nikolakakos, G. Kmetz.
HB 460, introduced by S. Gunderson.
HB 474, introduced by D. Fern.
HB 491, introduced by S. Gunderson.

SPECIAL ORDERS OF THE DAY

Senator Small introduced the Pages for the coming week:

Martin Fulbright from Chester, Montana, sponsored by Senator Tempel
Reagan Long from Livingston, Montana, sponsored by Senator Esp
Reese Westling from Butte, Montana, sponsored by Senator Lynch

The Transmittal Agreement of the 68th Legislature is placed into the record:

Transmittal Agreement
68th Legislature
February 24, 2023

For the purposes of the transmittal deadlines contained in Joint Rule 40-200, all bills referred to the House Appropriations Committee or the Senate Finance and Claims Committee, those bills rereferred to the House Appropriations Committee or the Senate Finance and Claims Committee after having a hearing and a positive action in a designated policy committee but before a fiscal not is printed and before the bill is reported out of committee, as well as other general bills designated as appropriation bills by the Legislative Services Division (LSD) shall be subject to the 67th day transmittal deadline.

All general bills referred to the House Taxation Committee or the Senate Taxation Committee as well as other bills designated as revenue bills by LSD, shall be subject to the 67th day transmittal deadline.

All bills that have had a negative vote must be subject to the original transmittal deadline.

SIGNED:

MATT REGIER, Speaker of the House
SUE VINTON, House Majority Leader
KIM ABBOTT, House Minority Leader

JASON ELLSWORTH, President of the Senate
STEVE FITZPATRICK, Senate Majority Leader
PAT FLOWERS, Senate Minority Leader

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 180 - Majority Leader Fitzpatrick moved consideration of **SB 180** be moved to the bottom of the board. Without objection, so ordered.

SB 249 - Senator Manzella moved **SB 249** do pass. Motion **failed** as follows:

Yeas: Bartel, Brown, Cuffe, Emrich, Friedel, Fuller, Glimm, Hertz, Hinebauch, Mandeville, Manzella, Molnar, Mr. President, Noland, Regier K, Small, Trebas, Usher, Vance, Zolnikov.
Total 20

Nays: Beard, Bogner, Boldman, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lang, Lenz, Lynch, McClafferty, McGillvray, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Vermeire, Webber, Welborn.
Total 30

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 249 - Majority Leader Fitzpatrick moved **SB 249** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 38

Nays: Brown, Emrich, Friedel, Fuller, Glimm, Hertz, Hinebauch, Manzella, Mr. President, Noland, Regier K.
Total 11

Voted absentee: None.
Total 0

Excused: Kelker.
Total 1

Absent or not voting: None.
Total 0

SB 250 - Senator Manzella moved **SB 250** do pass. Motion **failed** as follows:

Yeas: Bartel, Beard, Brown, Cuffe, Emrich, Esp, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Small, Tempel, Trebas, Usher, Vance, Zolnikov.
Total 25

Nays: Bogner, Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Vermeire, Webber, Welborn.
Total 25

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 250 - Majority Leader Fitzpatrick moved **SB 250** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 37

Nays: Brown, Emrich, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lenz, Manzella, Mr. President, Noland, Regier K, Usher.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 274 - Senator Zolnikov moved **SB 274** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 281 - Minority Leader Flowers moved **SB 281** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: McKamey.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 282 - Senator Lenz moved **SB 282** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 43

Nays: Brown, Emrich, Esp, Fitzpatrick, Mandeville, Manzella, McKamey.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 283 - Senator Noland moved **SB 283** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales,

Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 26

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Salomon, Tempel, Webber, Welborn.
Total 24

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 289 - Senator Friedel moved **SB 289** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Cuffe, Esp.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 310 - Senator Small moved **SB 310** do pass. Motion carried as follows:

Yeas: Bogner, Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Webber.
Total 30

Nays: Bartel, Beard, Brown, Cuffe, Emrich, Esp, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, Noland, Regier K, Usher, Vance, Welborn, Zolnikov.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 338 - Senator Cuffe moved **SB 338** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 355 - Senator Molnar moved **SB 355** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,
Mr. President, Noland, Regier K, Sales, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 31

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Tempel, Webber.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 377 - Majority Leader Fitzpatrick moved **SB 377** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 36

Nays: Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 396 - Senator Bogner moved **SB 396** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 180 - Senator Lenz moved **SB 180** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Emrich, Fitzpatrick, Friedel, Fuller, Gillespie, Gross, Hertz, Hinebauch, Lang, Lenz, Mandeville, McClafferty, McGillvray, McKamey, Mr. President, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 27

Nays: Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Glimm, Hayman, Kelker, Lynch, Manzella, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Sales, Webber, Welborn.
Total 23

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 3 - Senator Salomon moved **HB 3** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Morigeau, Mr. President, Noland, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 43

Nays: Emrich, Hayman, McGillvray, Molnar, O'Brien, Webber, Welborn.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding
.
Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 150 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Glimm, Molnar.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Vote totals include a change of vote from No to Yes by Senator Cuffe made under Order of Business 9, Motions.

SB 255 passed as follows:

Yeas: Bartel, Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Zolnikov.
Total 31

Nays: Bogner, Brown, Esp, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Usher, Vance, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 300 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 320 passed as follows:

Yeas: Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Welborn, Zolnikov.
Total 34

Nays: Bartel, Beard, Friedel, Fuller, Glimm, Hinebauch, Lenz, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Usher, Vance.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 321 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 342 failed as follows:

Yeas: Bartel, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, McKamey, Noland, Regier K, Small, Trebas, Usher, Vermeire, Zolnikov.
Total 23

Nays: Beard, Bogner, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Vance, Webber, Welborn.
Total 27

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 344 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Olsen.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 363 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 10 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville,

Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 43

Nays: Dunwell, Ellis, Gross, Hayman, O'Brien, Olsen, Webber.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 167, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 93 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey,
Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 178 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 36

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Hayman, Kelker, Lenz, Molnar, O'Brien, Olsen, Pope, Webber, Welborn.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 281** and **SB 282**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Senator Fuller moved that **SB 361** be taken from the Business, Labor and Economic Affairs Committee and brought before the Committee of the Whole on February 28, 2023, the 42nd legislative day. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Noland, Regier K, Trebas, Usher, Vance, Vermeire, Zolnikov, Mr. President.
Total 27

Nays: Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Webber, Welborn.
Total 23

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senator Hinebauch moved that **SB 276** be taken from the Business, Labor, and Economic Affairs Committee and brought before the Committee of the Whole on February 28, 2023, the 42nd legislative day. Motion **failed** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Noland, Regier K, Trebas, Usher, Vance, Zolnikov, Mr. President.
Total 25

Nays: Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn.
Total 25

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senator Cuffe moved to change his third reading vote this date on **SB 150** from No to Yes. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 02/28/2023, the 42nd legislative day. Motion carried.

Senate adjourned at 3:18 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
FORTY-SECOND LEGISLATIVE DAY

Helena, Montana — Senate Chambers
February 28, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 180, SB 274, SB 281, SB 282, SB 283, SB 289, SB 328, SB 338, SB 348, SB 355, SB 361, SB 370, SB 377, SB 383, SB 385, SB 391, SB 393, SB 396, SB 402, SB 406, SB 420, SB 430, SB 432, SB 448, SB 471, SB 474, SB 483, SB 487, SB 502, SB 503, SB 504, SJ 16, SJ 17, HB 3**.
Correctly engrossed: **SB 198, SB 301, SB 308, SB 322, SB 323, SB 331, SB 336, SB 337, SB 345, SB 358, SB 364, SB 369, SB 382, SB 384, SB 397, SB 424, SB 426, SB 443, SB 459, SJ 17, HB 260**.
Examined by the sponsor and found to be correct: **SB 103**
Correctly enrolled: **SB 103**
Transmitted to the House: **SB 93, SB 150, SB 178, SB 255, SB 300, SB 320, SB 321, SB 344, SB 363, SJ 10, HB 167**.

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Small, Chair) 02/27/2023
SB 397, introduced bill, be amended with SB0397.001.001 and, as amended, do pass.
SB 419, do pass.
SB 453, do pass.
SB 457, do pass.
SB 496, do pass.

EDUCATION AND CULTURAL RESOURCES (Salomon, Chair) 02/27/2023
SB 480, do pass.

JUDICIARY (Regier, Chair) 02/27/2023
SB 337, introduced bill, be amended with SB0337.001.002 and, as amended, do pass.
SB 443, introduced bill, be amended with SB0443.001.001 and, as amended, do pass.
SB 445, do pass.
SB 459, introduced bill, be amended with SB0459.001.001 and, as amended, do pass.

NATURAL RESOURCES (Welborn, Chair) 02/27/2023
SJ 16, do pass.

PUBLIC HEALTH, WELFARE AND SAFETY (McGillvray, Chair) 02/27/2023
SB 198, introduced bill, be amended with SB0198.001.002 and, as amended, do pass.
SB 296, introduced bill, be amended with SB0296.001.003 and, as amended, do pass.

SB 308, introduced bill, be amended with SB0308.001.001 and, as amended, do pass.
SB 334, do pass.
SB 364, introduced bill, be amended with SB0364.001.001 and, as amended, do pass.
SB 425, do pass.
SB 450, do pass.
SB 465, do pass.

STATE ADMINISTRATION (Cuffe, Chair) 02/27/2023
SB 416, do pass.
SB 424, introduced bill, be amended with SB0424.001.001 and, as amended, do pass.
SB 481, do pass.
SB 482, do pass.
SB 498, do pass.
SJ 17, introduced bill, be amended with SJ0017.001.001 and, as amended, do pass.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 02/27/2023

HB 226, introduced by T. Moore
HB 276, introduced by M. Malone
HB 339, introduced by D. Loge
HB 381, introduced by L. Brewster
HB 385, introduced by J. Carlson
HB 388, introduced by J. Kassmier
HB 398, introduced by B. Mercer
HB 399, introduced by B. Mercer
HB 401, introduced by D. Fern
HB 418, introduced by R. Fitzgerald
HB 435, introduced by J. Fitzpatrick
HB 439, introduced by D. Loge
HB 440, introduced by S. Gunderson
HB 446, introduced by K. Sullivan
HB 473, introduced by S. Gunderson
HB 480, introduced by N. Duram

Senate amendments to the following House bill concurred in on third reading: 02/27/23

HB 28, introduced by R. Knudsen

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced and read first time:

HB 226, introduced by T. Moore, T. McGillvray, D. Lenz, D. Fern, J. Trebas, S. Vinton, J. Hamilton, B. Mercer, T. Falk.
HB 276, introduced by M. Malone, T. Welch, M. Hopkins, J. Dooling, S. Kerns.

HB 339, introduced by D. Loge, D. Fern, R. Fitzgerald, N. Duram.
HB 381, introduced by L. Brewster.
HB 385, introduced by J. Carlson, J. Read, J. Windy Boy, S. Stewart Peregoy, L. Sheldon-Galloway, J. Trebas, D. Bartel, B. Usher, E. Boldman, K. Bogner, B. Ler, A. Regier.
HB 388, introduced by J. Kassmier.
HB 398, introduced by B. Mercer.
HB 399, introduced by B. Mercer.
HB 401, introduced by D. Fern.
HB 418, introduced by R. Fitzgerald.
HB 435, introduced by J. Fitzpatrick.
HB 439, introduced by D. Loge, D. Fern, R. Fitzgerald, M. Yakawich, G. Nikolakakos.
HB 440, introduced by S. Gunderson.
HB 446, introduced by K. Sullivan, D. Zolnikov, D. Harvey, K. Bogner, A. Buckley, K. Kortum.
HB 473, introduced by S. Gunderson.
HB 480, introduced by N. Duram, J. Trebas.

MOTIONS

Majority Leader Fitzpatrick moved to suspend rules to place **SB 203** on second reading the next legislative day. Correction of a procedural error made February 24, 2023 on **SB 203** requires the bill be heard a second time in the Committee of the Whole. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 50

Nays: None.
Total 0

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 429 - Majority Leader Fitzpatrick moved consideration of **SB 429** be moved to the bottom of the board. Without objection, so ordered.

HB 222 - Majority Leader Fitzpatrick moved consideration of **HB 222** be moved to the bottom of the board. Without objection, so ordered.

HB 251 - Majority Leader Fitzpatrick moved consideration of **HB 251** be moved to the bottom of the board. Without objection, so ordered.

SR 52 - Senator Lang moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 52**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 284 - Senator Glimm moved **SB 284** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 378 - Majority Leader Fitzpatrick moved **SB 378** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 37

Nays: Boldman, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, O'Brien, Olsen, Pope, Webber.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 339 - Senator Bogner moved **SB 339** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 319 - Senator Boldman moved **SB 319** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 267 - Senator Salomon moved **HB 267** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Dunwell, Ellis, Emrich, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 192 - Senator Glimm moved **HB 192** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 392 - Majority Leader Fitzpatrick moved **SB 392** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Salomon, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 30

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Tempel, Webber, Welborn.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 232 - Senator Ellis moved **SB 232** do pass.

SB 232 - Senator Ellis moved **SB 232**, second reading copy, be amended with SB0232.002.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Emrich, Molnar.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 232, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 340 - Senator Small moved **SB 340** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Emrich, Hinebauch, Lenz, McGillvray, Usher.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 359 - Senator Vermeire moved **SB 359** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 38

Nays: Boldman, Dunwell, Ellis, Fox, Gross, Hayman, Lynch, McClafferty, O'Brien, Olsen, Pope, Webber.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Vote totals include a change of vote by Senator Morigeau from No to Yes under Order of Business 9, Motions.

SB 429- Majority Leader Fitzpatrick moved consideration of **SB 429** be passed for the day. Without objection, so ordered.

HB 222 - Senator Cuffe moved **HB 222** be concurred.

HB 222 - Minority Leader Flowers moved **HB 222**, second reading copy, be amended with HB0222.003.004. Amendment **not adopted** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Webber.
Total 18

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 32

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 222 - Senator O'Brien moved **HB 222**, second reading copy, be amended with HB0222.003.005. Amendment **not adopted** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 222 - Thereupon, the Senate reverted to the original motion of Senator Cuffe which passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 251 - Senator Esp moved **HB 251** be concurred.

HB 251 - Senator Lynch moved **HB 251**, second reading copy, be amended with HB0251.003.003. Amendment **not adopted** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 251 - Thereupon, the Senate reverted to the original motion of Senator Esp which passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 361 - Senator Fuller moved **SB 361** do pass.

SB 361 - Senator Fuller moved **SB 361**, second reading copy, be amended with SB0361.001.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 361 - Senator Salomon moved **SB 361**, second reading copy, be amended with SB0361.001.002. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 43

Nays: Flowers, Gross, Hayman, Lynch, Morigeau, Olsen, Webber.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 361, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,

Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 280 - Senator Lang moved **SB 280** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 47

Nays: Emrich, McGillvray, Zolnikov.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 294 - Senator Usher moved **SB 294** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 324 - Senator Brown moved **SB 324** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Ellis, Gross, Hayman, Olsen, Pope.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 336 - Senator Mandeville moved **SB 336** do pass. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 38

Nays: Bartel, Emrich, Fuller, Glimm, Hertz, Hinebauch, Lang, Manzella, Molnar, Regier K, Salomon, Usher.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 368 - Senator Trebas moved **SB 368** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: O'Brien, Olsen.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 417 - Senator Molnar moved **SB 417** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 430 - Majority Leader Fitzpatrick moved **SB 430** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch,

Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 180 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Fitzpatrick, Friedel, Fuller, Gillespie, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 28

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Glimm, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Webber, Welborn.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 274 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 283 failed as follows:

Yeas: Bartel, Bogner, Brown, Emrich, Esp, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Small, Trebas, Usher, Vermeire, Zolnikov.
Total 25

Nays: Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Salomon, Tempel, Vance, Webber, Welborn.
Total 25

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 289 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Cuffe, Esp.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 310 passed as follows:

Yeas: Bogner, Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hinebauch, Kelker, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber.
Total 34

Nays: Bartel, Beard, Brown, Cuffe, Emrich, Esp, Glimm, Hertz, Lang, Lenz, Manzella, McGillvray, Regier K, Usher, Welborn, Zolnikov.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 338 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 355 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,
Mr. President, Noland, Regier K, Sales, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 30

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Tempel, Webber, Welborn.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 377 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 36

Nays: Boldman, Dunwell, Ellis, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 396 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 3, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 41

Nays: Boldman, Emrich, Glimm, Hayman, Molnar, Morigeau, O'Brien, Olsen, Welborn.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 286 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Hayman, Lynch.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 295 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Boldman, Curdy, Dunwell, Ellis, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 212, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey,
Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 221, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,
Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 334** to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **SB 280**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **SB 294**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **SB 232**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved the Senate suspend Joint Rule 40-50(2)(a), related to deadlines for introduction of a bill, to allow for the late introduction of **SJ 18**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 48

Nays: McGillvray.
Total 1

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: Noland.
Total 1

Senator Emrich moved that **SB 390** be taken from the Education and Cultural Resources Committee and brought before the Committee of the Whole the next legislative day. Motion **failed** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, Molnar, Noland, Regier K, Trebas, Usher, Zolnikov, Mr. President.
Total 21

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Welborn.
Total 29

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senator Molnar moved that **SB 161** be taken from the Business, Labor and Economic Affairs Committee and brought before the Committee of the Whole the next legislative day. Motion **failed** as follows:

Yeas: Bogner, Brown, Fuller, Glimm, Hinebauch, Lynch, Mandeville, Manzella, Molnar, Morigeau, Regier K, Salomon, Trebas, Usher, Zolnikov.
Total 15

Nays: Bartel, Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lenz, McClafferty, McGillvray, McKamey, Noland, O'Brien, Olsen, Pope, Sales, Small, Tempel, Vance, Vermeire, Webber, Welborn, Mr. President.
Total 35

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senator Trebas moved that **SB 464** be taken from the Judiciary Committee and brought before the Committee of the Whole the next legislative day. Motion passed as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Friedel, Gross, Hayman, Hinebauch, Kelker, Lynch, Mandeville, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Trebas, Webber, Zolnikov, Mr. President.
Total 27

Nays: Beard, Cuffe, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Lang, Lenz, Manzella, McGillvray, McKamey, Noland, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Welborn.
Total 23

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senator Morigeau moved to change his second reading vote on **SB 359** from No to Yes. Without objection, so ordered.

Senator Morigeau moved that **SB 233** be taken from the Legislative Administration Committee and brought before the Committee of the Whole the next legislative day. Motion **failed** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Small, Trebas, Vermeire, Webber, Welborn.
Total 22

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, Molnar, Noland, Regier K, Sales, Salomon, Tempel, Usher, Vance, Zolnikov, Mr. President.
Total 28

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Due to an error, a second vote was taken on Senator Morigeau's motion on **SB 233**. Motion **failed** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Small, Trebas, Vermeire, Webber, Welborn, Zolnikov.
Total 24

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, Molnar, Noland, Regier K, Sales, Salomon, Tempel, Usher, Vance, Mr. President.
Total 26

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senator Manzella moved the Senate reconsider its action on **SB 250**, indefinitely postponed the previous legislative day, and that **SB 250** be brought before the Committee of the Whole the next legislative day. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Noland, Regier K, Small, Trebas, Usher, Vance, Vermeire, Zolnikov, Mr. President.
Total 29

Nays: Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Webber, Welborn.
Total 21

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senator Gross moved that **SB 437** be taken from the Public Health, Welfare and Safety Committee and brought before the Committee of the Whole the next legislative day. Motion **failed** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Vermeire, Webber.
Total 18

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Noland, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Welborn, Zolnikov, Mr. President.
Total 32

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

FIRST READING AND COMMITMENT OF BILLS

The following Senate joint resolution was introduced, read first time, and referred to committee:

SJ 18, introduced by J. Fuller, J. Welborn, referred to Finance and Claims.

REPORTS OF STANDING COMMITTEES

FINANCE AND CLAIMS (Esp, Chair) 02/28/2023
SB 127, do pass.
SB 281, do pass.
SB 282, do pass.

JUDICIARY (Regier, Chair) 02/28/2023
SB 277, do pass.
SB 410, do pass.
SB 436, do pass.
SB 439, do pass.
SB 440, do pass.
SB 469, do pass.
SB 470, do pass.
SB 488, do pass.
SB 490, do pass.

SB 491, do pass.
SB 497, do pass.
SJ 15, do pass.

TAXATION (Hertz, Chair) 02/28/2023

SB 461, do pass.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 10:00 a.m., 03/01/2023, the 43rd legislative day. Motion carried.

Senate adjourned at 4:00 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
FORTY-THIRD LEGISLATIVE DAY

Helena, Montana — Senate Chambers
March 01, 2023 — State Capitol

Senate convened at 10:00 a.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 127, SB 203, SB 250, SB 277, SB 280, SB 281, SB 282, SB 284, SB 294, SB 319, SB 324, SB 334, SB 336, SB 339, SB 340, SB 359, SB 368, SB 378, SB 392, SB 410, SB 416, SB 417, SB 419, SB 425, SB 430, SB 436, SB 439, SB 440, SB 445, SB 450, SB 453, SB 457, SB 461, SB 464, SB 465, SB 469, SB 470, SB 480, SB 481, SB 482, SB 488, SB 490, SB 491, SB 496, SB 497, SB 498, SJ 15, SJ 16, SJ 18, HB 192, HB 222, HB 251, HB 267**.
Correctly engrossed: **SB 232, SB 268, SB 296, SB 303, SB 333, SB 352, SB 361, SB 362, SB 385, SB 376, SB 379, SB 434, SB 458, SB 479, SB 500**.
Transmitted to the House: **SB 180, SB 274, SB 286, SB 289, SB 295, SB 310, SB 338, SB 355, SB 377, SB 396, HB 3, HB 212, HB 221**.
Signed by the Secretary of the Senate at 12:05 p.m., February 28, 2023: **SB 103**.
Signed by the President at 8:35 a.m., March 01, 2023: **SB 103**.

REPORTS OF STANDING COMMITTEES

PUBLIC HEALTH, WELFARE AND SAFETY (McGillvray, Chair) 02/27/2023
SB 352, introduced bill, be amended with SB0352.001.001 and, as amended, do pass.
SB 422, do pass.
SB 458, introduced bill, be amended with SB0458.001.001 and, as amended, do pass.

TAXATION (Hertz, Chair) 02/28/2023
SB 303, introduced bill, be amended with SB0303.001.001 and, as amended, do pass.
SB 362, introduced bill, be amended with SB0362.001.002 and, as amended, do pass.

Without objection, committee reports were adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 02/28/2023

HB 304, introduced by J. Hinkle
HB 313, introduced by J. Etchart
HB 317, introduced by J. Wiindy Boy
HB 335, introduced by D. Bedey
HB 384, introduced by J. Hinkle

HB 396, introduced by N. Hastings
HB 426, introduced by M. Yakawich
HB 427, introduced by S. Kerns
HB 455, introduced by B. Mitchell
HB 456, introduced by B. Ler
HB 488, introduced by S. Galloway
HB 489, introduced by T. Brockman
HB 493, introduced by J. Dooling
HB 499, introduced by E. Kerr-Carpenter
HB 512, introduced by B. Mercer
HB 518, introduced by B. Mercer
HB 540, introduced by M. Hopkins
HB 712, introduced by Z. Wirth

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced and read first time:

HB 304, introduced by J. Hinkle
HB 313, introduced by J. Etchart
HB 317, introduced by J. Wiindy Boy
HB 335, introduced by D. Bedey
HB 384, introduced by J. Hinkle
HB 396, introduced by N. Hastings
HB 426, introduced by M. Yakawich
HB 427, introduced by S. Kerns
HB 455, introduced by B. Mitchell
HB 456, introduced by B. Ler
HB 488, introduced by S. Galloway
HB 489, introduced by T. Brockman
HB 493, introduced by J. Dooling
HB 499, introduced by E. Kerr-Carpenter
HB 512, introduced by B. Mercer
HB 518, introduced by B. Mercer
HB 540, introduced by M. Hopkins
HB 712, introduced by Z. Wirth

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 474** to the Finance and Claims Committee. Without objection, so ordered.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 250 - Majority Leader Fitzpatrick moved consideration of **SB 250** be moved to the bottom of the board. Without objection, so ordered.

SB 256 - Majority Leader Fitzpatrick moved consideration of **SB 256** be moved to the bottom of the board. Without objection, so ordered.

SB 487 - Majority Leader Fitzpatrick moved consideration of **SB 487** be moved to the bottom of the board. Without objection, so ordered.

SB 287 - Majority Leader Fitzpatrick moved consideration of **SB 287** be moved to the bottom of the board. Without objection, so ordered.

SB 382 - Majority Leader Fitzpatrick moved consideration of **SB 382** be moved to the bottom of the board. Without objection, so ordered.

SB 351 - Senator Zolnikov moved **SB 351** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Welborn.
Total 1

SB 384 - Senator Zolnikov moved **SB 384** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch,

Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 208 - Senator Small moved **SB 208** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey,
Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 370 - Majority Leader Fitzpatrick moved **SB 370** do pass. Motion carried as follows:

Yeas: Beard, Boldman, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hertz, Kelker, Lang, Lenz, Mandeville, McGillvray, McKamey, Morigeau, Mr. President, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Zolnikov.
Total 31

Nays: Bartel, Bogner, Brown, Dunwell, Ellis, Fuller, Glimm, Hayman, Hinebauch, Lynch, Manzella, McClafferty, Molnar, Noland, O'Brien, Olsen, Regier K, Usher, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 471 - Senator Trebas moved **SB 471** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: McClafferty, Olsen.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 373 - Senator Salomon moved **SB 373** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 36

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, Kelker, Lynch, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 28 - Senator Lang moved **SB 28** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Molnar.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 356 - Senator Hinebauch moved **SB 356** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 405 - Senator Trebas moved **SB 405** do pass. Motion **failed** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Emrich, Fitzpatrick, Friedel, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Noland, O'Brien, Regier K, Salomon, Small, Tempel, Trebas, Usher, Zolnikov.
Total 25

Nays: Cuffe, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Fuller, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, McKamey, Molnar, Morigeau, Olsen, Pope, Sales, Vance, Vermeire, Webber, Welborn.
Total 25

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 405 - Majority Leader Fitzpatrick moved **SB 405** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Gross, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Vance, Vermeire, Webber, Welborn.
Total 40

Nays: Bogner, Emrich, Friedel, Glimm, Hertz, Morigeau, O'Brien, Tempel, Usher, Zolnikov.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 452 - Senator Usher moved **SB 452** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 11 - Senator Usher moved **SB 11** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Emrich.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 288 - Senator Cuffe moved **SB 288** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 333 - Senator Hertz moved **SB 333** do pass.

SB 333 - Senator Hertz moved **SB 333**, second reading copy, be amended with SB0333.002.001.
Amendment **adopted** as follows:

Yeas: Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 45

Nays: Bartel, Bogner, Emrich, Fox, Zolnikov.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 333, as amended, passed as follows:

Yeas: Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 38

Nays: Bartel, Boldman, Dunwell, Ellis, Fox, Gross, Lynch, McClafferty, O'Brien, Olsen, Pope, Webber.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 325 - Senator Friedel moved **SB 325** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Salomon, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, O'Brien, Olsen, Pope, Sales, Tempel, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 326 - Senator Friedel moved **SB 326** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 400 - Senator Fuller moved **SB 400** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella,

McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 40

Nays: Boldman, Dunwell, Ellis, Gross, Hayman, Kelker, O'Brien, Olsen, Pope, Webber.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 423 - Senator Bogner moved **SB 423** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 420 - Senator Friedel moved **SB 420** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,
Mr. President, Noland, Regier K, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 31

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Tempel, Webber.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 406 - Senator Trebas moved **SB 406** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Salomon, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 30

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Tempel, Webber, Welborn.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 301 - Senator Hertz moved **SB 301** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Salomon, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lang, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Tempel, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and beg leave to sit again**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.
Senate recessed at 11:50 a.m.

Senate reconvened at 1:02 p.m., President Ellsworth presiding.

MOTIONS

Majority Leader Fitzpatrick moved the Senate **suspend rule S50-90** and reconsider action on **SB 47**, and that **SB 47** be placed on second reading this date. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Hayman, Hertz, Kelker, Lang, Mandeville, Manzella, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Vance, Vermeire, Webber, Zolnikov.
Total 36

Nays: Bartel, Emrich, Esp, Glimm, Gross, Hinebauch, Lenz, Lynch, McClafferty, McGillvray, Noland, Tempel, Usher, Welborn.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the Senate **suspend rule S50-90** and reconsider action on **SB 342**, and that **SB 342** be placed on second reading this date. Motion **failed** as follows:

Yeas: Bartel, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Regier K, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 25

Nays: Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Webber, Welborn.
Total 25

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total

THIRD READING OF BILLS

SB 284 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 319 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Lynch.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 324 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 336, which requires a 2/3 vote, **failed** as follows:

Yeas: Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lenz, Mandeville, McClafferty, McGillvray, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Zolnikov.
Total 32

Nays: Bartel, Brown, Emrich, Esp, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lynch, Manzella, Molnar, Mr. President, Noland, Regier K, Usher, Welborn.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 339 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Vote totals include a vote change by Senator Hertz, from Yes to No, made under Order of Business 9, Motions.

SB 340 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Hinebauch, Lenz, Usher.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 359 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 41

Nays: Boldman, Dunwell, Ellis, Hayman, Lynch, O'Brien, Olsen, Pope, Webber.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 368 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Boldman, Olsen.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Vote totals include a change of vote by Senator Olsen from Yes to No, and a change of vote by Senator Boldman from Yes to No, made under Order of Business 9, Motions.

SB 378 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 39

Nays: Boldman, Dunwell, Ellis, Flowers, Gross, Hayman, Lynch, McClafferty, O'Brien, Olsen, Webber.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 392 failed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Noland, Regier K, Small, Trebas, Usher, Vance, Zolnikov.
Total 25

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Vermeire, Webber, Welborn.
Total 25

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 417 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 430 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Cuffe.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 192, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Tempel, Webber.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 222, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 251, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 267, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 348 - Senator McGillvray moved **SB 348** do pass. Senators Flowers, Lenz and Vance disclosed they are members of state retirement plans.

Motion **failed** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, Mr. President, Noland, Regier K, Trebas, Welborn, Zolnikov.
Total 22

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber.
Total 28

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 348 - Majority Leader Fitzpatrick moved **SB 348** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 34

Nays: Beard, Bogner, Brown, Emrich, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, McGillvray, Noland, Regier K.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 393 – Majority Leader Fitzpatrick moved **SB 393** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov, Mr. President.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: Cuffe.
Total 1

SB 432 - Senator Manzella moved **SB 432** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 483 - Senator Pope moved **SB 483** do pass. Motion carried as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn.
Total 30

Nays: Bartel, Beard, Bogner, Brown, Emrich, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Usher, Zolnikov.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 391 - Senator Usher moved **SB 391** do pass. Motion carried as follows:

Yeas: Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber.
Total 38

Nays: Bartel, Bogner, Emrich, Esp, Glimm, Hertz, Hinebauch, McGillvray, Molnar, Mr. President, Welborn, Zolnikov.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 385 - Senator Zolnikov moved **SB 385** do pass.

SB 385 - Senator Zolnikov moved **SB 385**, second reading copy, be amended with SB0385.001.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Sales, Vance.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 385, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Olsen, Sales, Vance.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 322 - Majority Leader Fitzpatrick moved **SB 322** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, McClafferty, McGillvray,

McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 39

Nays: Brown, Dunwell, Emrich, Fuller, Hinebauch, Lynch, Mandeville, Manzella, Olsen, Pope, Usher.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 345 - Senator Noland moved **SB 345** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 49

Nays: Zolnikov.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 369 - Senator Trebas moved **SB 369** do pass. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 47

Nays: Bartel, Esp, Welborn.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 426 - Senator Small moved **SB 426** do pass. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Bartel.
Total 1

SB 448 - Senator Cuffe moved **SB 448** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 358 - Senator Hertz moved **SB 358** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Hayman, Lynch, McClafferty, Olsen.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 332 - Senator Hertz moved **SB 332** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Hayman, Olsen.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 331 - Senator Hertz moved **SB 331** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Dunwell, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty,

McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 36

Nays: Boldman, Curdy, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 323 - Senator Trebas moved **SB 323** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 42

Nays: Curdy, Ellis, Hayman, Kelker, Molnar, O'Brien, Olsen, Pope.
Total 8

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 327 - Senator Glimm moved **SB 327** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Salomon, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Tempel, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and beg leave to sit again**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senate recessed at 3:05 p.m.

Senate reconvened at 3:23 p.m., President Ellsworth presiding.

REPORTS OF STANDING COMMITTEES

AGRICULTURE, LIVESTOCK AND IRRIGATION (Lang, Chair) 02/28/2023

SB 375, introduced bill, be amended with SB0375.001.001 and, as amended, do pass.
SB 447, introduced bill, be amended with SB0447.001.001 and, as amended, do pass.
SB 462, do pass.
SJ 13, do pass.

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Small, Chair) 03/01/2023
SB 380, introduced bill, be amended with SB0380.001.001 and, as amended, do pass.
SB 386, do pass.
SB 411, introduced bill, be amended with SB0411.001.001 and, as amended, do pass.
SB 421, introduced bill, be amended with SB0421.001.001 and, as amended, do pass.
SB 444, do pass.
SB 451, do pass.
SB 454, do pass.
SB 455, do pass.
SB 456, introduced bill, be amended with SB0456.001.001 and, as amended, do pass.
SB 492, do pass.

ENERGY AND TELECOMMUNICATIONS (Sales, Chair) 02/28/2023
SB 109, introduced bill, be amended with SB0109.001.005 and, as amended, do pass.
SB 228, introduced bill, be amended with SB0228.001.001 and, as amended, do pass.

FINANCE AND CLAIMS (Esp, Chair) 03/01/2023
SB 232, do pass.
SB 294, do pass.
SJ 18, do pass.

FISH AND GAME (Hinebauch, Chair) 02/28/2023
SB 354, introduced bill, be amended with SB0354.001.001 and, as amended, do pass.

SB 388, introduced bill, be amended with SB0388.001.001 and, as amended, do pass.
SJ 14, do pass.

LOCAL GOVERNMENT (Friedel, Chair) 02/08/2023
SB 227, introduced bill, be amended with SB0227.001.001 and, as amended, do pass.

LOCAL GOVERNMENT (Friedel, Chair) 02/24/2023
SB 268, introduced bill, be amended with SB0268.001.004 and, as amended, do pass.

LOCAL GOVERNMENT (Friedel, Chair) 02/27/2023
SB 330, do pass.
SB 335, introduced bill, be amended with SB0335.001.001 and, as amended, do pass.
SB 374, do pass.
SB 376, introduced bill, be amended with SB0376.001.002 and, as amended, do pass.
SB 379, introduced bill, be amended with SB0379.001.002 and, as amended, do pass.
SB 381, do pass.
SB 403, do pass.
SB 407, introduced bill, be amended with SB0407.001.001 and, as amended, do pass.
SB 463, introduced bill, be amended with SB0463.001.003 and, as amended, do pass.
SB 467, do pass.
SB 499, do pass.
SB 500, introduced bill, be amended with SB0500.001.001 and, as amended, do pass.
SB 504, introduced bill, be amended with SB0504.001.001 and, as amended, do pass.

LOCAL GOVERNMENT (Friedel, Chair) 02/28/2023
SB 479, introduced bill, be amended with SB0479.001.009 and, as amended, do pass.

TAXATION (Hertz, Chair) 02/28/2023
SB 442, do pass.

Without objection, committee reports were adopted.

SECOND READING
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 383 - Senator Hertz moved **SB 383** do pass.

SB 383 - Senator Hertz moved **SB 383**, second reading copy, be amended with SB0383.001.002.
Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 383, as amended, passed as follows:

Yeas: Beard, Bogner, Boldman, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 39

Nays: Bartel, Brown, Cuffe, Glimm, Hayman, Manzella, Molnar, Noland, Salomon, Tempel, Zolnikov.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 402 - Senator Curdy moved **SB 402** do pass. Motion **failed** as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Webber, Welborn.
Total 24

Nays: Bartel, Beard, Bogner, Brown, Emrich, Esp, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 26

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 402 - Majority Leader Fitzpatrick moved **SB 402** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn.
Total 35

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Kelker, Lynch, McClafferty, Morigeau, Olsen, Pope, Webber, Zolnikov.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 328 - Senator Lenz moved **SB 328** do pass.

SB 328 - Senator Lenz moved **SB 328**, second reading copy, be amended with SB0328.001.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Hinebauch.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 328, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 307 - Senator Noland moved **SB 307** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,
Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 429 - Majority Leader Fitzpatrick moved **SB 429** do pass.

SB 429 - Majority Leader Fitzpatrick moved **SB 429**, second reading copy, be amended with SB0429.001.004. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 429, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 464 - Senator Trebas moved **SB 464** do pass. Motion carried as follows:

Yeas: Bogner, Boldman, Dunwell, Ellis, Emrich, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lenz, Lynch, Mandeville, McClafferty, McGillvray, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Sales, Small, Trebas, Vermeire, Webber, Zolnikov.
Total 30

Nays: Bartel, Beard, Brown, Cuffe, Curdy, Esp, Fitzpatrick, Fuller, Glimm, Hinebauch, Lang, Manzella, McKamey, Mr. President, Regier K, Salomon, Tempel, Usher, Vance, Welborn.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 203 - Senator Bogner moved **SB 203** do pass.

SB 203 - Senator Hertz moved **SB 203**, second reading copy, be amended with SB0203.002.002. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 203, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Gross, Molnar.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 250 - Senator Manzella moved **SB 250** do pass.

SB 250 - Senator Manzella moved **SB 250**, second reading copy, be amended with SB0250.002.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Webber, Welborn, Zolnikov.
Total 49

Nays: Vermeire.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 250, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Noland, Regier K, Sales, Small, Trebas, Usher, Vance, Vermeire, Zolnikov, Mr. President.
Total 29

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Tempel, Webber, Welborn.
Total 21

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 256 - Senator Glimm moved **SB 256** do pass.

SB 256 - Senator Molnar moved a substitute motion that **SB 256** do **not** pass. Motion carried as follows:

Yeas: Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Small, Tempel, Trebas, Webber, Welborn, Zolnikov.
Total 30

Nays: Bartel, Beard, Brown, Emrich, Esp, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, Mr. President, Noland, Regier K, Salomon, Usher, Vance, Vermeire.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 487 - Majority Leader Fitzpatrick moved consideration of **SB 487** be moved to the bottom of the third agenda. Without objection, so ordered.

SB 287 - Majority Leader Fitzpatrick moved **SB 287** do pass.

SB 287 - Majority Leader Fitzpatrick moved **SB 287**, second reading copy, be amended with SB0287.002.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 287, as amended, **failed** as follows:

Yeas: Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Manzella, McKamey, Mr. President, Regier K, Sales, Trebas, Usher, Vance, Zolnikov.
Total 22

Nays: Bartel, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lenz, Lynch, Mandeville, McClafferty, McGillvray, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Salomon, Small, Tempel, Vermeire, Webber, Welborn.
Total 28

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Vote totals include a change of vote by Senator McGillvray, from Yes to No, made under Order of Business 9, Motions.

SB 287 - Majority Leader Fitzpatrick moved **SB 287** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Kelker, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien,

Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Emrich, Glimm, Hertz, Hinebauch, Lang, Regier K.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 382 - Senator Mandeville moved **SB 382** do pass. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Beard, Cuffe, Emrich, Fuller, Regier K.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Molnar.
Total 1

SB 224 - Senator Hertz moved **SB 224** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and beg leave to sit again**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senate recessed at 5:08 p.m.

Senate reconvened at 5:27 p.m., President Ellsworth presiding.

OB 07. SECOND READING
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 459 - Senator Lynch moved **SB 459** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Boldman.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 497 - Majority Leader Fitzpatrick moved **SB 497** do pass.

SB 497 - Senator Hertz moved **SB 497**, second reading copy, be amended with SB0497.001.002. Amendment **adopted** as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 31

Nays: Beard, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Webber.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 497, as amended, **failed** as follows:

Yeas: Brown, Cuffe, Esp, Fitzpatrick, Fuller, Glimm, Hertz, Hinebauch, Lang, Manzella, McKamey, Regier K, Usher, Vance.
Total 14

Nays: Bartel, Beard, Bogner, Boldman, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lenz, Lynch, Mandeville, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Welborn, Zolnikov.
Total 36

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 497 - Majority Leader Fitzpatrick moved **SB 497** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Kelker, Lang, Lenz, Lynch, Mandeville,

Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Emrich, Glimm, Hertz, Hinebauch.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 16 - Senator Cuffe moved **SJ 16** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 302 - Senator Emrich moved **SB 302** do pass. Motion **failed** as follows:

Yeas: Bartel, Brown, Emrich, Fitzpatrick, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Manzella, McKamey, Noland, Regier K, Trebas, Usher, Zolnikov.
Total 16

Nays: Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Friedel, Fuller, Gross, Hayman, Kelker, Lang, Lynch, Mandeville, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Welborn.
Total 34

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 302 - Majority Leader Fitzpatrick moved **SB 302** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Gross, Hayman, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Emrich, Friedel, Glimm, Hertz, Hinebauch.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 317 - Senator Friedel moved **SB 317** do pass. Motion **failed** as follows:

Yeas: Bartel, Beard, Brown, Emrich, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Mandeville, Manzella, McGillvray, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Zolnikov.
Total 20

Nays: Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lenz, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn.
Total 30

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 317 - Majority Leader Fitzpatrick moved **SB 317** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 43

Nays: Emrich, Friedel, Fuller, Glimm, Hertz, Hinebauch, Usher.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 198 - Senator Gross moved **SB 198** do pass. Motion carried as follows:

Yeas: Bartel, Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Glimm, Gross, Hayman, Kelker, Lynch, Manzella, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 35

Nays: Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Hertz, Hinebauch, Lang, Lenz, Mandeville, McKamey, Regier K.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 296 - Senator Beard moved **SB 296** do pass. Motion carried as follows:

Yeas: Beard, Boldman, Brown, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 37

Nays: Bartel, Bogner, Cuffe, Emrich, Esp, Fuller, Glimm, Hinebauch, Lenz, McGillvray, Molnar, Noland, Salomon.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 308 - Senator Bogner moved **SB 308** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 40

Nays: Boldman, Dunwell, Ellis, Gross, Hayman, Kelker, O'Brien, Olsen, Pope, Webber.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 364 - Senator Hertz moved **SB 364** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Emrich, Esp, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Salomon, Trebas, Usher, Vance, Zolnikov.
Total 29

Nays: Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, O'Brien, Olsen, Pope, Sales, Small, Tempel, Vermeire, Webber, Welborn.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 425 - Senator Small moved **SB 425** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 39

Nays: Brown, Emrich, Esp, Fitzpatrick, Fuller, Glimm, Hinebauch, Manzella, Noland, Regier K, Welborn.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 450 - Senator Emrich moved **SB 450** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Small, Trebas, Usher, Vance, Zolnikov.
Total 29

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Vermeire, Webber, Welborn.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 465- Majority Leader Fitzpatrick moved consideration of **SB 465** be passed for the day. Without objection, so ordered.

SB 487- Majority Leader Fitzpatrick moved consideration of **SB 487** be passed for the day. Without objection, so ordered.

SB 416 - Senator Ellis moved **SB 416** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Emrich, Glimm.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 47 - Senator Manzella moved **SB 47** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Welborn.
Total 35

Nays: Brown, Emrich, Esp, Friedel, Glimm, Hinebauch, Lenz, Lynch, Mandeville, McGillvray, Noland, Regier K, Usher, Vance, Zolnikov.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn.
Total 46

Nays: Lynch, Morigeau, Webber, Zolnikov.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 11**, **SB 47**, **SB 250**, **SB 296**, and **SB 383**, heard on second reading this day**,** to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved the Senate **reconsider its action on SB 336** which failed to obtain the required 2/3 vote on third reading this date, and that **SB 336** be placed on third reading the next legislative day. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Friedel, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Trebas, Vermeire, Zolnikov.
Total 32

Nays: Cuffe, Emrich, Esp, Fox, Fuller, Glimm, Lenz, Manzella, Molnar, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Webber, Welborn.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the Senate **reconsider its action on SB 392**, and that **SB 392** be placed on third reading the next legislative day. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Small, Trebas, Usher, Vance, Zolnikov.
Total 26

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Vermeire, Webber, Welborn.
Total 24

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senator McGillvray moved to change his second reading vote on **SB 287** from Yes to No. Without objection, so ordered.

Senator Olsen moved to change her third reading vote on **SB 368** from Yes to No. Without objection, so ordered.

Senator Hertz moved to change his third reading vote on **SB 339** from No to Yes. Without objection, so ordered.

Senator Boldman moved to change her third reading vote on **SB 368** from Yes to No. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Majority Leader Fitzpatrick moved the Senate adjourn until 8:00 a.m., 03/02/2023, the 44th legislative day. Motion carried.

Senate adjourned at 8:03 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
FORTY-FOURTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
March 02, 2023 — State Capitol

Senate convened at 8:00 a.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

REPORTS OF STANDING COMMITTEES

ENERGY AND TELECOMMUNICATIONS (Sales, Chair) 02/28/2023
SB 398, do pass.

JUDICIARY (Regier, Chair) 02/28/2023
SJ 15, do pass.

MESSAGES FROM THE GOVERNOR

March 2, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59601

Dear President Ellsworth:

On Thursday, March 2, 2023, I signed the following bill:

Senate Bill 191 - Fitzpatrick

The bill has been delivered to the Secretary of State's Office.

Sincerely,

Greg Gianforte
Governor

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate bills concurred in, returned to the Senate: 03/01/2023

SB 121, introduced by B. Beard
SB 124, introduced by G. Hertz

House bills passed and transmitted to the Senate for concurrence: 03/01/2023

HB 36, introduced by D. Bedey
HB 45, introduced by B. Keenan
HB 136, introduced by M. Bertoglio
HB 174, introduced by K. Seekins-Crowe
HB 360, introduced by S. Galloway
HB 364, introduced by C. Knudsen
HB 402, introduced by D. Bedey
HB 450, introduced by J. Hinkle
HB 459, introduced by G. Parry
HB 461, introduced by L. Sheldon-Galloway
HB 465, introduced by J. Karlen
HB 468, introduced by J. Gillette
HB 490, introduced by S. Gist
HB 497, introduced by F. Anderson
HB 505, introduced by N. Nicol
HB 510, introduced by K. Kortum
HB 513, introduced by J. Carlson
HB 519, introduced by B. Mitchell
HB 523, introduced by M. Yakawich
HB 525, introduced by A. Regier
HB 529, introduced by T. Brockman
HB 536, introduced by J. Dooling
HB 541, introduced by B. Ler
HB 545, introduced by E. Buttrey
HB 547, introduced by J. Cohenour
HB 550, introduced by C. Knudsen
HB 558, introduced by S. Galloway
HB 593, introduced by M. Marler
HB 624, introduced by M. Hopkins
HB 640, introduced by N. Hastings
HB 662, introduced by F. Anderson

FIRST READING AND COMMITMENT OF BILLS

The following Senate bill was introduced, read first time, and referred to committee:

SB 505, introduced by G. Hertz, referred to Taxation.

The following House bills were introduced and read first time:

HB 36, introduced by D. Bedey (by request of the Legislative Finance Committee)
HB 45, introduced by B. Keenan (by request of the Department of Public Health and Human Services)
HB 136, introduced by M. Bertoglio (by request of the Department of Revenue)
HB 174, introduced by K. Seekins-Crowe
HB 360, introduced by S. Galloway

HB 364, introduced by C. Knudsen
HB 402, introduced by D. Bedey
HB 450, introduced by J. Hinkle
HB 459, introduced by G. Parry
HB 461, introduced by L. Sheldon-Galloway
HB 465, introduced by J. Karlen
HB 468, introduced by J. Gillette
HB 490, introduced by S. Gist
HB 497, introduced by F. Anderson
HB 505, introduced by N. Nicol
HB 510, introduced by K. Kortum
HB 513, introduced by J. Carlson
HB 519, introduced by B. Mitchell
HB 523, introduced by M. Yakawich
HB 525, introduced by A. Regier
HB 529, introduced by T. Brockman
HB 536, introduced by J. Dooling
HB 541, introduced by B. Ler
HB 545, introduced by E. Buttrey
HB 547, introduced by J. Cohenour
HB 550, introduced by C. Knudsen
HB 558, introduced by S. Galloway
HB 593, introduced by M. Marler
HB 624, introduced by M. Hopkins
HB 640, introduced by N. Hastings
HB 662, introduced by F. Anderson

The following House bills, previously introduced, were referred to committee:

HB 91, introduced by C. Sprunger (by request of the State Library Commission), referred to Education and Cultural Resources.
HB 114, introduced by S. Vinton (by request of the Department of Natural Resources and Conservation), referred to Natural Resources.
HB 115, introduced by B. Mercer (by request of the Department of Labor and Industry), referred to Business, Labor, and Economic Affairs.
HB 118, introduced by M. Bertoglio (by request of the Department of Revenue), referred to Local Government.
HB 136, introduced by M. Bertoglio (by request of the Department of Revenue), referred to State Administration.
HB 281, introduced by T. Brockman, referred to Business, Labor, and Economic Affairs.
HB 290, introduced by G. Parry, referred to Fish and Game.
HB 316, introduced by T. Brockman, referred to Local Government.
HB 334, introduced by L. Bishop, B. Keenan, W. Sales, M. Thane, referred to Local Government.
HB 366, introduced by D. Hawk, E. Boldman, J. Carlson, J. Cohenour, R. Fitzgerald, E. Kerr-Carpenter, R. Marshall, B. Usher, T. Welch, referred to Local Government.
HB 381, introduced by L. Brewster, referred to Judiciary.
HB 385, introduced by J. Carlson, D. Bartel, K. Bogner, E. Boldman, B. Ler, J. Read, A. Regier, L. Sheldon-Galloway, S. Stewart Peregoy, J. Trebas, B. Usher, J. Windy Boy, referred to Public Health, Welfare and Safety.

HB 399, introduced by B. Mercer, referred to Judiciary.
HB 401, introduced by D. Fern, referred to Highways and Transportation.
HB 446, introduced by K. Sullivan, K. Bogner, A. Buckley, D. Harvey, K. Kortum, D. Zolnikov, referred to Public Health, Welfare and Safety.
HB 450, introduced by J. Hinkle, E. Butcher, J. Fitzpatrick, S. Gist, P. Green, S. Gunderson, N. Hastings, C. Hinkle, M. Hopkins, L. Jones, C. Knudsen, B. Ler, D. Loge, M. Malone, N. Nicol, G. Parry, A. Regier, J. Small, J. Trebas, K. Zolnikov, referred to Education and Cultural Resources.
HB 480, introduced by N. Duram, J. Trebas, referred to Judiciary.

THIRD READING OF BILLS

SB 127 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Ellis, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Welborn, Zolnikov.
Total 36

Nays: Boldman, Curdy, Dunwell, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, O'Brien, Olsen, Pope, Vance, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 281 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Emrich.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 282 passed as follows:

Yeas: Bartel, Beard, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 44

Nays: Bogner, Cuffe, Esp, Fitzpatrick, Hinebauch, Mandeville.
Total 6

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Vote totals include a change of vote from No to Yes made this date by Senator Curdy under Order of Business 9, Motions.

SB 361 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber, Welborn.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 336 failed (due to 2/3 vote requirement) as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Zolnikov.
Total 33

Nays: Bartel, Emrich, Esp, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, Molnar, Noland, Regier K, Sales, Usher, Welborn.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 392 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Dunwell, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey,
Mr. President, Noland, Regier K, Small, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 30

Nays: Boldman, Curdy, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Welborn.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Vote totals include a change of vote from No to Yes made this date by Senator Lenz under Order of Business 9, Motions.

SB 28 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President,

Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Emrich, Molnar.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 198 passed as follows:

Yeas: Bartel, Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Glimm, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Webber, Mr. President.
Total 33

Nays: Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Hertz, Hinebauch, Lenz, Mandeville, Manzella, Regier K, Vance, Welborn, Zolnikov.
Total 17

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 208 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 224 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 288 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 301 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Salomon, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lang, McClafferty, O'Brien, Olsen, Pope, Sales, Tempel, Webber, Welborn.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 307 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 308 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty,

McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 40

Nays: Boldman, Dunwell, Ellis, Gross, Hayman, Kelker, O'Brien, Olsen, Pope, Webber.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 322 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Emrich, Hinebauch, Lynch, Mandeville, Manzella.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 323 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47
Nays: Hayman, Molnar, Pope.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 325 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, O'Brien, Olsen, Pope, Tempel, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 326 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 327 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Webber, Welborn.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 331 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Dunwell, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 332 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 45

Nays: Gross, Hayman, O'Brien, Olsen, Webber.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 345 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 351 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 356 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 358 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 44

Nays: Ellis, Gross, Hayman, Olsen, Pope, Webber.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 364 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Dunwell, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Salomon, Trebas, Usher, Vance, Zolnikov.
Total 29

Nays: Boldman, Cuffe, Curdy, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, Morigeau, O'Brien, Olsen, Pope, Sales, Small, Tempel, Vermeire, Webber, Welborn.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 369 passed as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 47

Nays: Bartel, Esp, Welborn.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 370 passed as follows:

Yeas: Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Friedel, Gillespie, Gross, Hertz, Lang, Lenz, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 32

Nays: Bartel, Brown, Ellis, Flowers, Fox, Fuller, Glimm, Hayman, Hinebauch, Kelker, Lynch, Mandeville, Manzella, Noland, O'Brien, Olsen, Pope, Regier K.
Total 18

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Vote totals include a change of vote by Senator Bogner from No to Yes made under Motions on legislative day 66, April 3, 2023.

SB 373 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 37

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, Kelker, Lynch, O'Brien, Olsen, Pope, Webber.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 382 passed as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen,

Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Beard, Emrich, Fuller, Hinebauch, Molnar, Regier K.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 384 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 391 passed as follows:

Yeas: Bartel, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber.
Total 38

Nays: Beard, Bogner, Emrich, Esp, Glimm, Hertz, Hinebauch, Lenz, McGillvray, Noland, Welborn, Zolnikov.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 393 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 39

Nays: Boldman, Dunwell, Ellis, Flowers, Hayman, Lynch, McClafferty, O'Brien, Olsen, Pope, Webber.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 400 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 42

Nays: Dunwell, Ellis, Gross, Hayman, Kelker, Olsen, Pope, Webber.
Total 8

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 406 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Tempel, Webber.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 416 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Emrich, Glimm, Hinebauch.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 420 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Salomon, Small, Trebas, Vermeire, Welborn, Zolnikov.
Total 30

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Tempel, Usher, Vance, Webber.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 423 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Kelker.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 425 passed as follows:

Yeas: Bartel, Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 38

Nays: Bogner, Brown, Emrich, Esp, Fitzpatrick, Fuller, Glimm, Hinebauch, Manzella, Noland, Regier K, Welborn.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 426 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 432 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Emrich.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 448 passed as follows:
Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 450 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Small, Trebas, Usher, Vance, Welborn, Zolnikov.
Total 30

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Tempel, Vermeire, Webber.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 452 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 459 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 464 passed as follows:

Yeas: Bogner, Boldman, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lenz, Lynch, Mandeville, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Small, Trebas, Vance, Vermeire, Webber, Zolnikov.
Total 32

Nays: Bartel, Beard, Brown, Cuffe, Esp, Fitzpatrick, Fuller, Glimm, Hinebauch, Lang, Manzella, McKamey, Noland, Regier K, Salomon, Tempel, Usher, Welborn.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 471 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Ellis, Hayman, McClafferty, Olsen.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 483 failed as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 24

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Small, Trebas, Vance.
Total 26

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 16 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Hayman.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Vote totals include a change of vote from No to Yes made this date by Senator Flowers under Order of Business 9, Motions.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Minority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Friedel in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 424 - Senator Mandeville moved **SB 424** do pass. Motion carried as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Zolnikov.
Total 33

Nays: Beard, Boldman, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, Olsen, Pope, Vance, Webber, Welborn.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 481 - Senator Glimm moved **SB 481** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 482 - Senator Glimm moved **SB 482** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 43

Nays: Ellis, Gross, Hayman, Lynch, O'Brien, Olsen, Pope.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 498 - Senator Morigeau moved **SB 498** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 17 - Senator Fox moved **SJ 17** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 461 - Senator Salomon moved **SB 461** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President,

Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Emrich, Hayman.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Molnar.
Total 1

SB 397 - Senator Bogner moved **SB 397** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 43

Nays: Emrich, Hinebauch, Lenz, McGillvray, McKamey, Molnar, Usher.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 453 - Senator Small moved **SB 453** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 457 - Senator Vermeire moved **SB 457** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Olsen.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 496 - Senator O'Brien moved **SB 496** do pass. Motion **failed** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Welborn.
Total 24

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Usher, Vance, Zolnikov.
Total 26

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 496 - Majority Leader Fitzpatrick moved **SB 496** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Webber, Welborn.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 480 - Senator Dunwell moved **SB 480** do pass.

SB 480 - Senator Dunwell moved **SB 480**, second reading copy, be amended with SB0480.001.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 480, as amended, passed as follows:

Yeas: Bartel, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn, Zolnikov.
Total 34

Nays: Beard, Brown, Emrich, Fuller, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, Molnar, Noland, Regier K, Trebas, Usher, Vance.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 313 - Senator Regier moved **SB 313** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 28

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Small, Tempel, Webber.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 11 - Senator Regier moved **SJ 11** do pass. Motion **failed** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 25

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Webber, Welborn.
Total 25

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 11 - Majority Leader Fitzpatrick moved **SJ 11** be **indefinitely postponed**. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Kelker, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Olsen, Pope, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 34

Nays: Bartel, Brown, Emrich, Fuller, Glimm, Hayman, Hertz, Hinebauch, Lang, Lenz, Manzella, Noland, O'Brien, Regier K, Trebas, Usher.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 277 - Senator Morigeau moved **SB 277** do pass. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn.
Total 46

Nays: Beard, Hinebauch, Trebas, Zolnikov.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 337 - Senator Manzella moved **SB 337** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Small, Trebas, Usher, Vance, Zolnikov.
Total 28

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Vermeire, Webber, Welborn.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Vote totals include a change of vote by Senator Cuffe from No to Yes, made this date under Order of Business 9, Motions.

Majority Leader Fitzpatrick moved the committee **rise and beg leave to sit again.** Motion carried. Committee arose. Senate resumed. President Ellsworth, presiding.

Majority Leader Fitzpatrick moved the Senate stand in recess until 11:10 a.m., this date. Without objection so ordered. Senate recessed at 10:55 a.m.

Senate reconvened at 11:17 a.m., President Ellsworth presiding.

MOTIONS

Senator Cuffe moved to change his second reading vote on **SB 337** from No to Yes. Without objection, so ordered.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Glimm in the chair.

SB 172 - Senator Friedel moved **SB 172** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Dunwell, Emrich, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Regier K, Sales, Salomon, Small, Tempel, Vance, Vermeire, Welborn, Zolnikov.
Total 32

Nays: Boldman, Cuffe, Curdy, Ellis, Esp, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Noland, O'Brien, Olsen, Pope, Trebas, Usher, Webber.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 410 - Senator Usher moved **SB 410** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Morigeau, O'Brien, Olsen, Pope, Salomon, Webber, Welborn.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Noland.
Total 1

SB 434 - Senator Manzella moved **SB 434** do pass. Motion **failed** as follows:

Yeas: Brown, Glimm, Hinebauch, Manzella, Noland, Regier K, Usher.
Total 7

Nays: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 43

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 434 - Majority Leader Fitzpatrick moved **SB 434** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Hinebauch, Manzella, Noland, Usher.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 436 - Senator Hinebauch moved **SB 436** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Noland, Regier K, Sales, Tempel, Trebas, Usher, Zolnikov.
Total 27

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Salomon, Small, Vance, Vermeire, Webber, Welborn.
Total 23

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Vote totals include a change of vote from Yes to No made this date by Senator McClafferty under Order of Business 9, Motions.

SB 439 - Senator Usher moved **SB 439** do pass. Motion **failed** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, Mr. President, Noland, Regier K, Tempel, Trebas, Usher, Vance, Zolnikov.
Total 25

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McGillvray, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Vermeire, Webber, Welborn.
Total 25

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 439 - Majority Leader Fitzpatrick moved **SB 439** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Gillespie, Gross, Kelker, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 33

Nays: Bogner, Brown, Emrich, Fitzpatrick, Friedel, Fuller, Glimm, Hayman, Hertz, Hinebauch, Lang, Lenz, Manzella, Noland, Regier K, Trebas, Usher.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and beg leave to sit again.** Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved that the Senate stand in recess until 1:00 p.m., this date. Without objection so ordered. Senate recessed at 12:05 p.m.

Senate reconvened at 1:02 p.m., President Ellsworth presiding.

MOTIONS

Senator Curdy moved the Senate reconsider its action on **SB 402**, indefinitely postponed the previous legislative day, and that **SB 402** be placed on second reading this day. Motion carried as follows:

Yeas: Bartel, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 32

Nays: Beard, Bogner, Brown, Emrich, Esp, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, Noland, Regier K, Sales, Usher, Vance.
Total 18

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senator Pope moved the Senate reconsider its action on **SB 483** which failed on third reading this date, and that **SB 483** be placed again on third reading this date. Motion carried as follows:

Yeas: Bogner, Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, Mandeville, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Salomon, Small, Tempel, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 31

Nays: Bartel, Beard, Brown, Cuffe, Emrich, Esp, Fuller, Glimm, Hertz, Hinebauch, Lenz, Manzella, McGillvray, Molnar, Noland, Regier K, Sales, Trebas, Usher.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senator Usher moved the Senate reconsider its action on **SB 439**, indefinitely postponed this date, and that **SB 439** be placed on second reading this date. Motion **failed** as follows:

Yeas: Bartel, Bogner, Brown, Emrich, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McKamey, Mr. President, Noland, Regier K, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 25

Nays: Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, McClafferty, McGillvray, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Webber, Welborn.
Total 25

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senator McClafferty moved to change her second reading vote on **SB 436** from Yes to No. Without objection, so ordered.

Senator Curdy moved to change his third reading vote on **SB 282** from No to Yes. Without objection, so ordered.

Senator Lenz moved to change his third reading vote on **SB 392** from No to Yes. Without objection, so ordered.

Minority Leader Flowers moved to change his third reading vote on **SJ 16** from No to Yes. Without objection, so ordered.

Senator Noland moved the Senate **adjourn sine die**. Motion **failed** as follows:

Yeas: Bartel, Friedel, Gross, Hayman, Hertz, Lynch, Mandeville, Molnar, Noland, Pope, Trebas, Usher.
Total 12

Nays: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Hinebauch, Kelker, Lang, Lenz, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Regier K, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 38

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Glimm in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 440 - Senator Usher moved **SB 440** do pass. Motion **failed** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Zolnikov.
Total 25

Nays: Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn.
Total 25

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 440 - Majority Leader Fitzpatrick moved **SB 440** be **indefinitely postponed**. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 38

Nays: Bartel, Brown, Emrich, Fuller, Glimm, Hinebauch, Lang, Lenz, Manzella, Noland, Regier K, Usher.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 443 - Senator Friedel moved **SB 443** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Flowers, Fuller, Lenz, Manzella, Usher.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 445 - Senator Bogner moved **SB 445** do pass. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 39

Nays: Beard, Ellis, Flowers, Gross, Hayman, Kelker, McClafferty, Molnar, Olsen, Pope, Webber.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 469 - Senator Trebas moved **SB 469** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Pope, Regier K, Sales, Small, Trebas, Usher, Vermeire, Zolnikov.
Total 28

Nays: Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Gross, Hayman, Kelker, Lang, Lenz, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Salomon, Tempel, Vance, Webber, Welborn.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 490 - Senator Hertz moved **SB 490** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,

Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 491 - Majority Leader Fitzpatrick moved **SB 491** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 375 - Senator Lang moved **SB 375** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Boldman, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 447 - Senator Gillespie moved **SB 447** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lenz, Lynch, McClafferty, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 462 - Senator Lang moved **SB 462** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 37

Nays: Boldman, Dunwell, Ellis, Flowers, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Webber.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 13 - Senator Lang moved **SJ 13** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 419 - Senator Vance moved **SB 419** do pass.

SB 419 - Senator Vance moved **SB 419**, second reading copy, be amended with SB0419.001.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 46

Nays: Fox, Hayman, Olsen, Webber.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 419, as amended, passed as follows:
Yeas: Beard, Brown, Cuffe, Dunwell, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,
Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 30

Nays: Bartel, Bogner, Boldman, Curdy, Ellis, Emrich, Esp, Flowers, Fox, Gross, Hayman, Kelker, Lang, Lynch, Morigeau, O'Brien, Olsen, Pope, Trebas, Webber.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 380 - Senator Small moved **SB 380** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 386 - Senator Noland moved **SB 386** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Zolnikov.
Total 30

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Vance, Webber, Welborn.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 411 - Senator Usher moved **SB 411** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Olsen, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire.
Total 29

Nays: Bogner, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, Morigeau, O'Brien, Pope, Vance, Webber, Welborn, Zolnikov.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 421 - Senator Friedel moved **SB 421** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 444 - Senator Small moved **SB 444** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 451 - Senator Small moved **SB 451** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 454 - Senator Small moved **SB 454** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Olsen.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 455 - Senator Vermeire moved **SB 455** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 456 - Senator Vermeire moved **SB 456** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Olsen.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 492 - Majority Leader Fitzpatrick moved **SB 492** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 109 - Senator Regier moved **SB 109** do pass.

SB 109 - Senator Tempel moved **SB 109**, second reading copy, be amended with SB0109.002.001. Amendment **not adopted** as follows:

Yeas: Bogner, Gillespie, Lang, Mandeville, McClafferty, McKamey, Mr. President, Sales, Salomon, Tempel, Trebas, Usher, Vermeire, Welborn, Zolnikov.
Total 15

Nays: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lenz, Lynch,

Manzella, McGillvray, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Small, Vance, Webber.
Total 35

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 109 - Thereupon, the Senate reverted to the original motion of Senator Regier which passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire.
Total 30

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Webber, Welborn, Zolnikov.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 228 - Senator Small moved **SB 228** do pass. Motion carried as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Beard.
Total 1

SJ 18 - Senator Fuller moved **SJ 18** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 354 - Senator Brown moved **SB 354** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 41

Nays: Boldman, Dunwell, Ellis, Gross, Hayman, O'Brien, Olsen, Pope, Webber.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and beg leave to sit again.** Motion carried. Committee arose. Senate resumed. President Ellsworth, presiding.

Majority Leader Fitzpatrick moved the Senate stand in recess until 3:45 p.m., this date. Without objection so ordered. Senate recessed at 3:15 p.m.

Senate reconvened at 3:43 p.m., President Ellsworth presiding.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Regier in the chair.

SB 388 - Minority Leader Flowers moved **SB 388** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 14 - Senator Lang moved **SJ 14** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 15 - Senator McGillvray moved **SJ 15** do pass.

SJ 15 - Senator Usher moved **SJ 15**, second reading copy, be amended with SJ0015.001.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 15 - Senator Olsen moved **SJ 15**, second reading copy, be amended with SJ0015.001.002. Amendment **not adopted** as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber, Welborn.
Total 19

Nays: Bartel, Beard, Bogner, Brown, Emrich, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 31

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 15, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 29

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Small, Tempel, Webber, Welborn.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 488 - Senator Zolnikov moved **SB 488** do pass.

SB 488 - Senator Zolnikov moved **SB 488**, second reading copy, be amended with SB0488.001.002. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Hayman, Kelker.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 488, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Ellis, Emrich, Esp, Fitzpatrick, Fuller, Glimm, Gross, Hertz, Lang, Lenz, Lynch, Mandeville, McGillvray, McKamey, Mr. President, Noland, O'Brien, Pope, Regier K, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Welborn, Zolnikov.
Total 30

Nays: Boldman, Brown, Cuffe, Curdy, Dunwell, Flowers, Fox, Friedel, Gillespie, Hayman, Hinebauch, Kelker, Manzella, McClafferty, Molnar, Morigeau, Olsen, Sales, Usher, Vance.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 268 - Majority Leader Fitzpatrick moved consideration of **SB 268** be moved to the bottom of the board. Without objection, so ordered.

SB 379 - Majority Leader Fitzpatrick moved **SB 379** do pass.

SB 379 - Majority Leader Fitzpatrick moved **SB 379**, second reading copy, be amended with SB0379.002.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Gross, Hayman, Molnar.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 379, as amended, passed as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, McKamey, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 32

Nays: Beard, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, Molnar, O'Brien, Olsen, Pope, Webber, Welborn.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 330 - Senator Hertz moved **SB 330** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Cuffe, Hayman, Molnar, Olsen.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 335 - Senator Friedel moved **SB 335** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Dunwell, Emrich, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Kelker, Mandeville, Manzella, McKamey, Morigeau, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Trebas, Usher, Vermeire, Welborn, Zolnikov.
Total 28

Nays: Cuffe, Curdy, Ellis, Esp, Flowers, Fox, Gillespie, Gross, Hayman, Hinebauch, Lang, Lenz, Lynch, McClafferty, McGillvray, Molnar, Olsen, Pope, Small, Tempel, Vance, Webber.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 374 - Senator Curdy moved **SB 374** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 38

Nays: Brown, Emrich, Esp, Fuller, Glimm, Hertz, Hinebauch, Lenz, Manzella, Noland, Regier K, Usher.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 376 - Senator Bogner moved **SB 376** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lang, Lynch, Manzella, McClafferty, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 43

Nays: Friedel, Hertz, Lenz, Mandeville, McGillvray, Molnar, Tempel.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 381 - Senator Friedel moved **SB 381** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lang, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 403 - Senator Curdy moved **SB 403** do pass. Motion carried as follows:

Yeas: Boldman, Brown, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Welborn, Zolnikov.
Total 33

Nays: Bartel, Beard, Bogner, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Glimm, Hertz, Hinebauch, Lenz, McGillvray, Noland, Regier K, Usher, Vance.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 407 - Senator Morigeau moved **SB 407** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Emrich, Hayman, Olsen, Pope.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 463 - Senator Trebas moved **SB 463** do pass. Motion **failed** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Friedel, Fuller, Glimm, Mandeville, Manzella, Morigeau, Mr. President, Regier K, Trebas, Zolnikov.
Total 15

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, McClafferty, McGillvray, McKamey, Molnar, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn.
Total 35

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 463 - Majority Leader Fitzpatrick moved **SB 463** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville,

McClafferty, McGillvray, McKamey, Molnar, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 40

Nays: Bogner, Brown, Friedel, Glimm, Hayman, Manzella, Morigeau, Mr. President, Noland, Zolnikov.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 467 - Senator Trebas moved **SB 467** do pass. Motion **failed** as follows:

Yeas: Bartel, Bogner, Brown, Emrich, Friedel, Hinebauch, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Regier K, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 18

Nays: Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, McClafferty, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Webber, Welborn.
Total 32

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 467 - Majority Leader Fitzpatrick moved **SB 467** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn.
Total 41

Nays: Bogner, Brown, Emrich, Hayman, Hinebauch, Manzella, McKamey, Usher, Zolnikov.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 479 - Senator Bogner moved **SB 479** do pass. Motion **failed** as follows:

Yeas: Bogner, Dunwell, Gross, Hinebauch, Manzella, Morigeau, Mr. President, Trebas, Usher, Zolnikov.
Total 10

Nays: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Welborn.
Total 40

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 479 - Majority Leader Fitzpatrick moved **SB 479** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Bogner, Boldman, Dunwell, Gross, Hinebauch, Morigeau.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and beg leave to sit again.** Motion carried. Committee arose. Senate resumed. President Ellsworth, presiding.

Majority Leader Fitzpatrick moved the Senate stand in recess until 6:45 p.m., this date. Without objection so ordered. Senate recessed at 6:08 p.m.

Senate reconvened at 6:52 p.m., President Ellsworth presiding.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

SB 499 - Senator McGillvray moved **SB 499** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 42

Nays: Ellis, Gross, Hayman, Lynch, McClafferty, Molnar, Olsen, Pope.
Total 8

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 500 - Senator Trebas moved **SB 500** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Hertz, Hinebauch, Kelker, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, O'Brien, Pope, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 38

Nays: Esp, Fuller, Glimm, Gross, Hayman, Lang, Lynch, McClafferty, Morigeau, Noland, Olsen, Salomon.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 504 - Senator Curdy moved **SB 504** do pass. Motion carried as follows:

Yeas: Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Welborn, Zolnikov.
Total 41

Nays: Bartel, Beard, Fuller, Glimm, Hinebauch, Noland, Regier K, Usher, Vance.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 422 - Senator Bogner moved **SB 422** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 41

Nays: Flowers, Fox, Gross, Hayman, Lynch, McClafferty, O'Brien, Olsen, Webber.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 352 - Senator Lenz moved **SB 352** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Brown, Fuller, McKamey.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 398 - Senator Gillespie moved **SB 398** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 268 - Senator Hertz moved **SB 268** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 36

Nays: Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, Olsen, Pope, Tempel.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 465 - Senator Trebas moved **SB 465** do pass. Motion **failed** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Friedel, Fuller, Glimm, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 24

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Hertz, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Webber, Welborn.
Total 26

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 465 - Majority Leader Fitzpatrick moved **SB 465** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn.
Total 33

Nays: Bogner, Brown, Emrich, Esp, Friedel, Fuller, Glimm, Hayman, Hinebauch, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Usher, Zolnikov.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 470 - Senator Trebas moved **SB 470** do pass. Motion **failed** as follows:

Yeas: Boldman, Brown, Esp, Gross, Hinebauch, Lang, Manzella, Morigeau, Regier K, Trebas, Zolnikov.
Total 11

Nays: Bartel, Beard, Bogner, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Kelker, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn.
Total 39

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 470 - Majority Leader Fitzpatrick moved **SB 470** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Brown, Hinebauch, Manzella, Morigeau, Regier K, Usher.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 402 - Senator Curdy moved **SB 402** do pass. Motion carried as follows:

Yeas: Bartel, Boldman, Brown, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Welborn.
Total 31

Nays: Beard, Bogner, Cuffe, Emrich, Esp, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, McGillvray, Noland, Regier K, Usher, Vance, Zolnikov.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 49

Nays: Zolnikov.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 352** and **SB 402**, heard on second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **SB 458**, reported out of Public Health, Welfare and Safety, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved the Senate **suspend rule S40-40** to allow bills heard under second reading this date to be read under third reading this date. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 48

Nays: Cuffe, Olsen.
Total 2

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senator Trebas moved the Senate reconsider its action on **SB 463**, indefinitely postponed this date, and that **SB 463** be placed on second reading this date. Motion **failed** as follows:

Yeas: Bogner, Brown, Emrich, Friedel, Fuller, Glimm, Hertz, Hinebauch, Mandeville, Manzella, Molnar, Morigeau, Mr. President, Regier K, Trebas, Vermeire, Zolnikov.
Total 17

Nays: Bartel, Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lang, Lenz, Lynch, McClafferty, McGillvray, McKamey, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Usher, Vance, Webber, Welborn.
Total 33

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SPECIAL ORDERS OF THE DAY

Senator Small thanked the Pages for their service this week.

THIRD READING OF BILLS

SB 294 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Emrich, Esp, McGillvray.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 232 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 333 passed as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 38

Nays: Bartel, Curdy, Dunwell, Ellis, Fox, Gross, Hayman, Lynch, McClafferty, Olsen, Pope, Webber.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 385 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 328 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 50

Nays: None.
Total 0

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 429 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Gross, Hayman, O'Brien.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 203 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Ellis, Gross, Hayman, McClafferty, Molnar, Olsen.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 483 passed as follows:

Yeas: Bartel, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lang, Lenz, Lynch, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 35

Nays: Beard, Brown, Emrich, Esp, Fuller, Glimm, Hertz, Hinebauch, Mandeville, Manzella, McGillvray, Molnar, Noland, Regier K, Usher.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 424 passed as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Beard, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 481 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: McKamey.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 482 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Dunwell, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 38

Nays: Curdy, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McKamey, O'Brien, Olsen, Pope.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 498 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch,

Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 17 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 461 passed as follows:

Yeas: Bartel, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 40

Nays: Beard, Brown, Emrich, Hayman, Hinebauch, Manzella, McGillvray, Noland, Regier K, Usher.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 397 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Esp, Hinebauch, Lenz, McGillvray, McKamey, Usher.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 453 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 457 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Dunwell, Olsen.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 480 passed as follows:

Yeas: Bartel, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Webber, Welborn, Zolnikov.
Total 31

Nays: Beard, Bogner, Brown, Emrich, Fuller, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, Molnar, Noland, Regier K, Trebas, Usher, Vance, Vermeire.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 172 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville,

McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Welborn, Zolnikov.
Total 39

Nays: Boldman, Ellis, Fox, Gross, Hayman, Manzella, O'Brien, Olsen, Pope, Usher, Webber.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 313 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Noland, Regier K, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 26

Nays: Boldman, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Webber, Welborn.
Total 24

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 277 passed as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Beard, Hinebauch, Trebas.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 337 failed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Zolnikov.
Total 25

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn.
Total 25

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 410 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Noland, Regier K, Sales, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 28

Nays: Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Salomon, Small, Webber, Welborn.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 436 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Trebas, Usher, Vance, Zolnikov.
Total 28

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Salomon, Small, Tempel, Vermeire, Webber, Welborn.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 443 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Lenz, Manzella, Usher.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 445 passed as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville,

Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 43

Nays: Beard, Ellis, Gross, Hayman, McClafferty, Olsen, Webber.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 469 passed as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 40

Nays: Bartel, Esp, Lang, Lenz, Lynch, Morigeau, O'Brien, Olsen, Tempel, Webber.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 490 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 491 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 375 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Boldman, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 447 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Mandeville, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lenz, Lynch, Manzella, McClafferty, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 462 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 42

Nays: Boldman, Dunwell, Ellis, Hayman, Morigeau, O'Brien, Olsen, Webber.
Total 8

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 13 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 419 passed as follows:

Yeas: Beard, Brown, Cuffe, Dunwell, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,
Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Zolnikov.
Total 30

Nays: Bartel, Bogner, Boldman, Curdy, Ellis, Emrich, Flowers, Fox, Gross, Hayman, Kelker, Lang, Lynch, Morigeau, O'Brien, Olsen, Pope, Trebas, Webber, Welborn.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 380 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 386 failed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Noland, Regier K, Trebas, Usher, Zolnikov.
Total 23

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Welborn.
Total 27

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 411 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Small, Tempel, Usher, Vermeire, Webber.
Total 30

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Trebas, Vance, Welborn, Zolnikov.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 421 passed as follows:

Yeas: Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 40

Nays: Bartel, Brown, Esp, Fuller, Glimm, Hinebauch, Lenz, Manzella, Noland, Salomon.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 444 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 451 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Cuffe.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 454 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Olsen.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 455 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 456 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Olsen.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 492 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 109 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn.
Total 30

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Tempel, Webber, Zolnikov.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 228 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey,
Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 18 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 354 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 40

Nays: Boldman, Dunwell, Ellis, Gross, Hayman, Kelker, O'Brien, Olsen, Pope, Webber.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 388 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 14 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 15 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Noland, Regier K, Sales, Salomon, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 28

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, Mr. President, O'Brien, Olsen, Pope, Small, Tempel, Webber, Welborn.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 268 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McKamey, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McGillvray, Molnar, O'Brien, Olsen, Pope, Tempel, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 488 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Curdy, Ellis, Emrich, Fitzpatrick, Flowers, Fuller, Gillespie, Glimm, Gross, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Regier K, Small, Trebas, Vermeire, Webber, Welborn, Zolnikov.
Total 33

Nays: Boldman, Cuffe, Dunwell, Esp, Fox, Friedel, Hayman, Hinebauch, Manzella, Molnar, Olsen, Pope, Sales, Salomon, Tempel, Usher, Vance.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 379 passed as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, McKamey, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Beard, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, Molnar, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 330 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Molnar, Olsen.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 335 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Kelker, Lang, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Cuffe, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Hinebauch, Lenz, Lynch, Molnar, Olsen, Pope, Small, Vance, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 374 passed as follows:

Yeas: Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 37

Nays: Bartel, Brown, Emrich, Esp, Glimm, Hertz, Hinebauch, Lenz, Manzella, Molnar, Noland, Regier K, Welborn.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 376 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hinebauch, Lang, Lynch, Manzella, McClafferty, McKamey, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 39

Nays: Friedel, Hayman, Hertz, Kelker, Lenz, Mandeville, McGillvray, Molnar, Olsen, Tempel, Welborn.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 381 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 403 failed as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Small, Tempel, Trebas, Vermeire, Webber.
Total 25

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Salomon, Usher, Vance, Welborn, Zolnikov.
Total 25

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 407 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Emrich.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 499 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Ellis, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 500 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Friedel, Fuller, Gillespie, Gross, Hertz, Kelker, Lenz, Mandeville, McClafferty, McGillvray, Molnar, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 35

Nays: Esp, Flowers, Fox, Glimm, Hayman, Hinebauch, Lang, Lynch, Manzella, McKamey, Morigeau, O'Brien, Olsen, Webber, Welborn.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 504 passed as follows:

Yeas: Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Bartel, Beard, Glimm, Noland, Regier K, Vance.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 422 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Morigeau, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 38

Nays: Curdy, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Olsen, Pope, Webber.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 398 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Minority Leader Flowers and Majority Leader Fitzpatrick each spoke to the Senate about goals reached the first half of the session, and goals yet to reach during the remainder of the session.

Majority Leader Fitzpatrick moved the Senate adjourn until 5:00 p.m., 03/09/2023, the 46th legislative day. Motion carried.

Senate adjourned at 9:33 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
FORTY-FIFTH LEGISLATIVE DAY

Helena, Montana
March 03, 2023

Senate Chambers
State Capitol

The Senate did not meet in session this date.

SENATE JOURNAL
68TH LEGISLATURE
FORTY-SIXTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
March 09, 2023 — State Capitol

Senate convened at 5:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. Forty-nine members present. Senator Bartel, excused. Quorum Present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 11, SB 28, SB 47, SB 109, SB 172, SB 198, SB 224, SB 228, SB 232, SB 268, SB 277, SB 288, SB 294, SB 296, SB 301, SB 307, SB 308, SB 313, SB 330, SB 322, SB 323, SB 325, SB 326, SB 327, SB 330, SB 331, SB 332, SB 335, SB 337, SB 345, SB 351, SB 352, SB 354, SB 356, SB 358, SB 364, SB 369, SB 370, SB 373, SB 374, SB 375, SB 376, SB 380, SB 381, SB 382, SB 384, SB 386, SB 388, SB 391, SB 393, SB 397, SB 398, SB 400, SB 402, SB 403, SB 406, SB 407, SB 410, SB 411, SB 416, SB 420, SB 421, SB 422, SB 423, SB 424, SB 425, SB 426, SB 432, SB 436, SB 439, SB 442, SB 443, SB 444, SB 445, SB 447, SB 448, SB 450, SB 451, SB 452, SB 453, SB 454, SB 455, SB 456, SB 457, SB 459, SB 461, SB 462, SB 464, SB 469, SB 471, SB 474, SB 481, SB 482, SB 483, SB 490, SB 491, SB 492, SB 498, SB 499, SB 500, SB 504, SB 505, SJ 13, SJ 14, SJ 15, SJ 16, SJ 17, SJ 18**.

Correctly engrossed: **SB 109, SB 203, SB 227, SB 228, SB 250, SB 328, SB 335, SB 354, SB 375, SB 379, SB 383, SB 388, SB 380, SB 407, SB 411, SB 419, SB 421, SB 429, SB 447, SB 456, SB 463, SB 480, SB 488, SB 504, SJ 15**.

Examined by the sponsor and found to be correct: **SB 20, SB 91, SB 134, SB 135, SB 136, SR 4, SR 5, SR 11, SR 13, SR 16, SR 25, SR 29, SR 30, SR 38, SR 40, SR 44, SR 46, SR 48, SR 49, SR 50**.

Transmitted to the House: **SB 28, SB 109, SB 127, SB 172, SB 198, SB 203, SB 208, SB 224, SB 228, SB 232, SB 268, SB 277, SB 281, SB 282, SB 284, SB 288, SB 294, SB 301, SB 307, SB 308, SB 313, SB 319, SB 322, SB 323, SB 324, SB 325, SB 326, SB 327, SB 328, SB 330, SB 331, SB 332, SB 333, SB 335, SB 339, SB 340, SB 345, SB 351, SB 354, SB 356, SB 358, SB 359, SB 361, SB 364, SB 368, SB 369, SB 370, SB 373, SB 374, SB 375, SB 376, SB 378, SB 379, SB 380, SB 381, SB 382, SB 384, SB 385, SB 388, SB 391, SB 392, SB 393, SB 397, SB 398, SB 400, SB 406, SB 407, SB 410, SB 411, SB 416, SB 417, SB 419, SB 420, SB 421, SB 422, SB 423, SB 424, SB 425, SB 426, SB 429, SB 430, SB 432, SB 436, SB 443, SB 444, SB 445, SB 447, SB 448, SB 450, SB 451, SB 452, SB 453, SB 454, SB 455, SB 456, SB 457, SB 459, SB 461, SB 462, SB 464, SB 469, SB 471, SB 480, SB 481, SB 482, SB 483, SB 488, SB 490, SB 491, SB 492, SB 498, SB 499, SB 500, SB 504, SJ 13, SJ 14, SJ 15, SJ 16, SJ 17, SJ 18, HB 192, HB 222, HB 251, HB 267**.

Correctly enrolled: **SB 6, SB 20, SB 91, SB 134, SB 135, SB 136, SR 4, SR 5, SR 11, SR 13, SR 16, SR 25, SR 29, SR 30, SR 38, SR 40, SR 44, SR 46, SR 48, SR 49, SR 50**.

Signed by the Speaker at 10:15 a.m., March 01, 2023: **SB 103**.
Delivered to the Governor at 9:30 a.m., March 09, 2023: **SB 103**.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 03/02/2023

HB 387, introduced by J. Carlson
HB 470, introduced by R. Fitzgerald
HB 477, introduced by S. Stewart Peregoy
HB 484, introduced by K. Sullivan
HB 492, introduced by K. Zolnikov
HB 501, introduced by K. Seekins-Crowe
HB 504, introduced by N. Hastings
HB 522, introduced by M. Malone
HB 524, introduced by J. Kassmier
HB 531, introduced by T. Brockman
HB 543, introduced by J. Hinkle
HB 548, introduced by J. Cohenour
HB 555, introduced by J. Carlson
HB 556, introduced by J. Carlson
HB 557, introduced by J. Carlson
HB 559, introduced by L. Sheldon-Galloway
HB 560, introduced by L. Sheldon-Galloway
HB 561, introduced by M. Malone
HB 567, introduced by M. Caferro
HB 569, introduced by T. Moore
HB 571, introduced by K. Seekins-Crowe
HB 573, introduced by J. Kassmier
HB 575, introduced by L. Sheldon-Galloway
HB 576, introduced by R. Knudsen
HB 578, introduced by T. Brockman
HB 579, introduced by K. Sullivan
HB 580, introduced by B. Mercer
HB 582, introduced by J. Windy Boy
HB 583, introduced by B. Barker
HB 584, introduced by G. Nikolakakos
HB 585, introduced by M. Weatherwax
HB 591, introduced by E. Buttrey
HB 592, introduced by J. Hinkle
HB 596, introduced by D. Loge
HB 598, introduced by L. Hellegaard
HB 601, introduced by D. Fern
HB 603, introduced by S. Galloway
HB 610, introduced by S. Gist
HB 614, introduced by B. Mercer
HB 615, introduced by R. Fitzgerald
HB 616, introduced by M. Caferro
HB 622, introduced by D. Loge
HB 631, introduced by J. Hinkle
HB 636, introduced by J. Kassmier
HB 639, introduced by B. Mercer

HB 653, introduced by S. Gist
HB 654, introduced by L. Sheldon-Galloway
HB 655, introduced by K. Zolnikov
HB 656, introduced by G. Parry
HB 659, introduced by S. Gist
HB 660, introduced by T. Brockman
HB 661, introduced by K. Seekins-Crowe
HB 663, introduced by S. Kerns
HB 664, introduced by S. Gunderson
HB 665, introduced by J. Etchart
HB 681, introduced by M. Yakawich
HB 682, introduced by K. Zolnikov
HB 684, introduced by C. Hinkle
HB 692, introduced by B. Mercer
HB 693, introduced by B. Mercer
HB 702, introduced by D. Harvey
HB 703, introduced by D. Loge
HB 704, introduced by S. Kerns
HB 705, introduced by S. Kerns
HB 710, introduced by C. Knudsen
HB 716, introduced by B. Phalen
HB 724, introduced by B. Barker
HB 733, introduced by S. Galloway
HB 747, introduced by J. Dooling
HB 748, introduced by K. Zolnikov
HB 750, introduced by F. Anderson
HB 751, introduced by K. Abbott
HB 754, introduced by L. Hellegaard
HB 761, introduced by M. Hopkins
HB 764, introduced by D. Loge
HB 770, introduced by M. Regier
HB 795, introduced by P. Tuss
HJ 10, introduced by S. Vinton
HJ 12, introduced by C. Knudsen

House bills passed and transmitted to the Senate for concurrence: 03/03/2023

HB 190, introduced by B. Mercer
HB 256, introduced by C. Sprunger
HB 270, introduced by J. Kassmier
HB 349, introduced by L. Sheldon-Galloway
HB 351, introduced by K. Seekins-Crowe
HB 367, introduced by B. Mercer
HB 457, introduced by A. Buckley
HB 486, introduced by P. Green
HB 502, introduced by K. Seekins-Crowe
HB 534, introduced by M. Yakawich
HB 535, introduced by B. Mitchell
HB 539, introduced by K. Zolnikov

HB 566, introduced by F. Anderson
HB 586, introduced by G. Oblander
HB 590, introduced by E. Buttrey
HB 600, introduced by M. Malone
HB 611, introduced by J. Gillette
HB 619, introduced by C. Keogh
HB 625, introduced by K. Seekins-Crowe
HB 635, introduced by J. Kassmier
HB 641, introduced by K. Zolnikov
HB 657, introduced by G. Parry
HB 658, introduced by R. Marshall
HB 668, introduced by R. Fitzgerald
HB 675, introduced by L. Brewster
HB 676, introduced by K. Seekins-Crowe
HB 680, introduced by K. Seekins-Crowe
HB 685, introduced by M. Bertoglio
HB 689, introduced by L. Sheldon-Galloway
HB 690, introduced by K. Sullivan
HB 691, introduced by G. Oblander
HB 695, introduced by B. Mercer
HB 697, introduced by B. Mercer
HB 706, introduced by N. Hastings
HB 707, introduced by J. Etchart
HB 714, introduced by B. Mercer
HB 715, introduced by J. Carlson
HB 721, introduced by M. Regier
HB 722, introduced by M. Regier
HB 729, introduced by S. Galloway
HB 731, introduced by S. Galloway
HB 735, introduced by S. Galloway
HB 738, introduced by R. Fitzgerald
HB 739, introduced by B. Mercer
HB 741, introduced by L. Smith
HB 742, introduced by L. Smith
HB 744, introduced by G. Kmetz
HB 745, introduced by G. Kmetz
HB 758, introduced by F. Nave
HB 767, introduced by J. Kassmier
HB 771, introduced by E. Buttrey
HB 775, introduced by M. Hopkins
HB 777, introduced by E. Buttrey
HB 780, introduced by B. Ler
HB 783, introduced by F. Nave
HB 785, introduced by Z. Zephyr
HB 786, introduced by L. Sheldon-Galloway
HB 790, introduced by C. Sprunger
HB 793, introduced by L. Smith
HB 797, introduced by J. Windy Boy
HB 800, introduced by M. Yakawich
HB 802, introduced by S. Kerns

HB 804, introduced by T. Running Wolf
HB 805, introduced by R. Fitzgerald
HB 808, introduced by S. Gunderson
HB 809, introduced by D. Loge
HB 811, introduced by M. Bertoglio
HJ 9, introduced by J. Read
HJ 11, introduced by S. Gist
HJ 14, introduced by L. Sheldon-Galloway

FIRST READING AND COMMITMENT OF BILLS

The following Senate bill, previously introduced, was referred to committee:

SB 505, introduced by G. Hertz, referred to Taxation.

The following House bills were introduced and read first time: 03/03/23 (1)

HB 387, introduced by J. Carlson
HB 470, introduced by R. Fitzgerald
HB 477, introduced by S. Stewart Peregoy
HB 484, introduced by K. Sullivan
HB 492, introduced by K. Zolnikov
HB 501, introduced by K. Seekins-Crowe
HB 504, introduced by N. Hastings
HB 522, introduced by M. Malone
HB 524, introduced by J. Kassmier
HB 531, introduced by T. Brockman
HB 543, introduced by J. Hinkle
HB 548, introduced by J. Cohenour
HB 555, introduced by J. Carlson
HB 556, introduced by J. Carlson
HB 557, introduced by J. Carlson
HB 559, introduced by L. Sheldon-Galloway
HB 560, introduced by L. Sheldon-Galloway
HB 561, introduced by M. Malone
HB 567, introduced by M. Caferro
HB 569, introduced by T. Moore
HB 571, introduced by K. Seekins-Crowe
HB 573, introduced by J. Kassmier
HB 575, introduced by L. Sheldon-Galloway
HB 576, introduced by R. Knudsen
HB 578, introduced by T. Brockman
HB 579, introduced by K. Sullivan
HB 580, introduced by B. Mercer
HB 582, introduced by J. Windy Boy
HB 583, introduced by B. Barker
HB 584, introduced by G. Nikolakakos
HB 585, introduced by M. Weatherwax

HB 591, introduced by E. Buttrey
HB 592, introduced by J. Hinkle
HB 596, introduced by D. Loge
HB 598, introduced by L. Hellegaard
HB 601, introduced by D. Fern
HB 603, introduced by S. Galloway
HB 610, introduced by S. Gist
HB 614, introduced by B. Mercer
HB 615, introduced by R. Fitzgerald
HB 616, introduced by M. Caferro
HB 622, introduced by D. Loge
HB 631, introduced by J. Hinkle
HB 636, introduced by J. Kassmier
HB 639, introduced by B. Mercer
HB 653, introduced by S. Gist
HB 654, introduced by L. Sheldon-Galloway
HB 655, introduced by K. Zolnikov
HB 656, introduced by G. Parry
HB 659, introduced by S. Gist
HB 660, introduced by T. Brockman
HB 661, introduced by K. Seekins-Crowe
HB 663, introduced by S. Kerns
HB 664, introduced by S. Gunderson
HB 665, introduced by J. Etchart
HB 681, introduced by M. Yakawich
HB 682, introduced by K. Zolnikov
HB 684, introduced by C. Hinkle
HB 692, introduced by B. Mercer
HB 693, introduced by B. Mercer
HB 702, introduced by D. Harvey
HB 703, introduced by D. Loge
HB 704, introduced by S. Kerns
HB 705, introduced by S. Kerns
HB 710, introduced by C. Knudsen
HB 716, introduced by B. Phalen
HB 724, introduced by B. Barker
HB 733, introduced by S. Galloway
HB 747, introduced by J. Dooling
HB 748, introduced by K. Zolnikov
HB 750, introduced by F. Anderson
HB 751, introduced by K. Abbott
HB 754, introduced by L. Hellegaard
HB 761, introduced by M. Hopkins
HB 764, introduced by D. Loge
HB 770, introduced by M. Regier
HB 795, introduced by P. Tuss
HJ 10, introduced by S. Vinton
HJ 12, introduced by C. Knudsen

The following House bills were introduced and read first time: 03/03/23 (2)

HB 190, introduced by B. Mercer
HB 256, introduced by C. Sprunger
HB 270, introduced by J. Kassmier
HB 349, introduced by L. Sheldon-Galloway
HB 351, introduced by K. Seekins-Crowe
HB 367, introduced by B. Mercer
HB 457, introduced by A. Buckley
HB 486, introduced by P. Green
HB 502, introduced by K. Seekins-Crowe
HB 534, introduced by M. Yakawich
HB 535, introduced by B. Mitchell
HB 539, introduced by K. Zolnikov
HB 566, introduced by F. Anderson
HB 586, introduced by G. Oblander
HB 590, introduced by E. Buttrey
HB 600, introduced by M. Malone
HB 611, introduced by J. Gillette
HB 619, introduced by C. Keogh
HB 625, introduced by K. Seekins-Crowe
HB 635, introduced by J. Kassmier
HB 641, introduced by K. Zolnikov
HB 657, introduced by G. Parry
HB 658, introduced by R. Marshall
HB 668, introduced by R. Fitzgerald
HB 675, introduced by L. Brewster
HB 676, introduced by K. Seekins-Crowe
HB 680, introduced by K. Seekins-Crowe
HB 685, introduced by M. Bertoglio
HB 689, introduced by L. Sheldon-Galloway
HB 690, introduced by K. Sullivan
HB 691, introduced by G. Oblander
HB 695, introduced by B. Mercer
HB 697, introduced by B. Mercer
HB 706, introduced by N. Hastings
HB 707, introduced by J. Etchart
HB 714, introduced by B. Mercer
HB 715, introduced by J. Carlson
HB 721, introduced by M. Regier
HB 722, introduced by M. Regier
HB 729, introduced by S. Galloway
HB 731, introduced by S. Galloway
HB 735, introduced by S. Galloway
HB 738, introduced by R. Fitzgerald
HB 739, introduced by B. Mercer
HB 741, introduced by L. Smith
HB 742, introduced by L. Smith
HB 744, introduced by G. Kmetz

HB 745, introduced by G. Kmetz
HB 758, introduced by F. Nave
HB 767, introduced by J. Kassmier
HB 771, introduced by E. Buttrey
HB 775, introduced by M. Hopkins
HB 777, introduced by E. Buttrey
HB 780, introduced by B. Ler
HB 783, introduced by F. Nave
HB 785, introduced by Z. Zephyr
HB 786, introduced by L. Sheldon-Galloway
HB 790, introduced by C. Sprunger
HB 793, introduced by L. Smith
HB 797, introduced by J. Windy Boy
HB 800, introduced by M. Yakawich
HB 802, introduced by S. Kerns
HB 804, introduced by T. Running Wolf
HB 805, introduced by R. Fitzgerald
HB 808, introduced by S. Gunderson
HB 809, introduced by D. Loge
HB 811, introduced by M. Bertoglio
HJ 9, introduced by J. Read
HJ 11, introduced by S. Gist
HJ 14, introduced by L. Sheldon-Galloway

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 253** to the Taxation Committee. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 03/10/2023, the 47th legislative day. Motion carried.

Senate adjourned at 5:06 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
FORTY-SEVENTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
March 10, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. Forty-eight members present. Senators Gross and Hayman, excused. Quorum Present.

BILLS AND JOURNALS (Lang, Chair)

Correctly enrolled: **SB 121, SB 124, SR 3, SR 15, SR 52**.
Examined by the sponsor and found to be correct: **SB 121, SB 124, SR 3, SR 15, SR 52**.
Signed by the Secretary of the Senate at 1:10 p.m., March 10, 2023: **SB 121, SB 124**.
Signed by the President at 1:50 p.m., March 10, 2023: **SB 121, SB 124**
Signed by the Speaker at 2:00 p.m., March 10, 2023: **SB 121, SB 124**.
Delivered to the Governor at 2:25 p.m., March 10, 2023: **SB 121, SB 124**.

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Small, Chair) 03/10/2023
HB 49, be concurred in.
HB 95, be amended with HB0095.002.001 and, as amended, be concurred in.
HB 96, be concurred in.
HB 97, be concurred in.

Without objection, committee reports were adopted.

FIRST READING AND COMMITMENT OF BILLS

The following Senate resolutions were introduced, read first time, and referred to committee:

SR 56, introduced by J. Small, referred to Business, Labor, and Economic Affairs.
SR 57, introduced by J. Small, referred to Business, Labor, and Economic Affairs.

The following House bills, previously introduced, were referred to committee:

HB 596, introduced by D. Loge, R. Fitzgerald, M. Malone, referred to Fish and Game.
HB 635, introduced by J. Kassmier, E. Buttrey, D. Salomon, J. Welborn, J. Cohenour, R. Lynch, D. Loge, W. Sales, D. Harvey, B. Gillespie, M. Marler, P. Flowers, G. Parry, T. Vermeire, P. Green, J. Karlen, referred to Fish and Game.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 52 - Senator Zolnikov moved **HB 52** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Dunwell, Olsen, Usher.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 76 - Senator Dunwell moved **HB 76** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Noland.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 320 - Senator Welborn moved **HB 320** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Emrich, Lenz, Noland, Usher.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 79 - Senator Regier moved **HB 79** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 112 - Senator Usher moved **HB 112** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch,

Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 104 - Senator Fuller moved **SB 104** do pass.

SB 104 - Senator Fuller moved **SB 104**, second reading copy, be amended with SB0104.002.002. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 37

Nays: Dunwell, Ellis, Esp, Flowers, Gross, Hayman, Kelker, Lang, Lenz, McClafferty, O'Brien, Olsen, Pope.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 104, as amended, passed as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Bartel, Esp, Lenz.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 303 - Senator Hertz moved **SB 303** do pass.

SB 303 - Senator Hertz moved **SB 303**, second reading copy, be amended with SB0303.002.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Gross, Hayman, Kelker, Lynch, McClafferty, O'Brien, Olsen, Pope, Salomon, Tempel, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 303, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Emrich, Trebas.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 362- Majority Leader Fitzpatrick moved consideration of **SB 362** be passed for the day. Without objection, so ordered.

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross, Hayman.
Total 2

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 79**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 112**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **SB 104**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **SB 303**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved that **HB 334** be taken from the Local Government Committee and re-referred to the Education and Cultural Resources Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved that **HB 450** be taken from the Education and Cultural Resources Committee and re-referred to the Judiciary Committee. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 03/13/2023, the 48th legislative day. Motion carried.

Senate adjourned at 1:51 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
FORTY-EIGHTH LEGISLATIVE DAY

Helena, Montana
March 11, 2023

Senate Chambers
State Capitol

The Senate did not meet in session this date.

SENATE JOURNAL
68TH LEGISLATURE
FORTY-NINTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
March 13, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SR 56, SR 57, HB 49, HB 52, HB 76, HB 79, HB 96, HB 97, HB 112, HB 320**.
Correctly engrossed: **SB 104, SB 303, HB 95**.
Examined by the sponsor and found to be correct: **SB 6**.
Signed by the Secretary of the Senate at 8:30 a.m., March 10, 2023: **SB 20, SB 91, SB 134, SB 135, SB 136, SR 11, SR 13, SR 16, SR 25, SR 29, SR 30, SR 38, SR 40, SR 44, SR 46, SR 48, SR 50**.
Signed by the Secretary of the Senate at 3:00 p.m., March 10, 2023: **SR 3, SR 15, SR 52**.
Signed by the President at 5:04 p.m., March 10, 2023: **SB 20, SB 91, SB 134, SB 135, SB 136, SR 11, SR 13, SR 16, SR 25, SR 29, SR 30, SR 38, SR 40, SR 44, SR 46, SR 48, SR 50**.
Signed by the President at 5:05 p.m., March 10, 2023: **SR 3, SR 15, SR 52**.
Delivered to the Secretary to the State at 2:57 p.m., March 13, 2023: **SR 3, SR 11, SR 13, SR 15, SR 16, SR 25, SR 29, SR 30, SR 38, SR 40, SR 44, SR 46, SR 48, SR 50, SR 52**.

COMMUNICATIONS AND PETITIONS

March 13, 2023

President Jason Ellsworth
Montana State Senate
State Capitol
Helena, MT 59620

Dear President Ellsworth:

On behalf of Chief Justice Mike McGrath, I am attaching the appointment notice for the chief judge of the Montana Water Court. The appointment is subject to Senate confirmation pursuant to 3-1-906, MCA.

Judge Russell McElyea's appointment notice, letter of application, and public comment are attached. Judge McElyea was the only applicant for the position. Please note Judge McElyea was first appointed to the court in July 2012 as the associate water court judge and as chief judge in 2013 and 2017. He was confirmed by the Senate in 2013, 2015, and in the November 2017 special session. This confirmation is for a full four-year term starting on August 1, 2021.

Judge McElyea will be available as needed for a confirmation hearing. On behalf of Chief Justice McGrath, thank you in advance for considering the appointment.

Sincerely,

Beth McLaughlin
Supreme Court Administrator

REPORTS OF STANDING COMMITTEES

EDUCATION AND CULTURAL RESOURCES (Salomon, Chair) 03/10/2023
SR 33, be adopted.

FINANCE AND CLAIMS (Esp, Chair) 03/13/2023
SB 458, do pass.
SB 485, introduced bill, be amended with SB0485.001.002 and, as amended, do pass.

STATE ADMINISTRATION (Cuffe, Chair) 03/10/2023
HB 109, be concurred in.
HB 143, be concurred in.
HB 199, be concurred in.

Without objection, committee reports were adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 03/11/2023

HB 297, introduced by T. Welch
HB 355, introduced by J. Fitzpatrick
HB 362, introduced by D. Baum
HB 375, introduced by J. Fitzpatrick
HB 377, introduced by L. Reksten

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committee:

HB 156, introduced by E. Buttrey (by request of the Economic Affairs Interim Committee), referred to Business, Labor, and Economic Affairs.
HB 203, introduced by D. Bedey, M. Bertoglio, referred to Education and Cultural Resources.
HB 210, introduced by R. Marshall, E. Buttrey, referred to State Administration.
HB 211, introduced by L. Brewster, C. Knudsen, S. Vinton, J. Kassmier, B. Phalen, S. Kerns, J. Schillinger, K. Seekins-Crowe, M. Malone, M. Yakawich, J. Etchart, J. Fitzpatrick, referred to Local Government.

HB 214, introduced by M. Bertoglio, J. Kassmier, D. Bedey, referred to Education and Cultural Resources.
HB 215, introduced by D. Bedey, M. Malone, referred to Local Government.
HB 224, introduced by D. Harvey, referred to State Administration.
HB 227, introduced by T. Moore, D. Lenz, N. Duram, referred to Public Health, Welfare and Safety.
HB 231, introduced by B. Ler, referred to Education and Cultural Resources.

The following House bills were introduced, read first time, and referred to committee:

HB 244, introduced by D. Fern, referred to Local Government.
HB 247, introduced by S. Vinton, G. Hertz, C. Knudsen, referred to Business, Labor, and Economic Affairs.
HB 254, introduced by K. Zolnikov, D. Zolnikov, referred to Business, Labor, and Economic Affairs.
HB 272, introduced by S. Kerns, E. Buttrey, D. Zolnikov, W. McKamey, C. Hinkle, T. Smith, J. Bergstrom, referred to Business, Labor, and Economic Affairs.

The following House bills were introduced, read first time, and referred to committee:

HB 234, introduced by B. Phalen, B. Ler, B. Mitchell, J. Schillinger, S. Essmann, G. Oblander, J. Bergstrom, G. Kmetz, referred to Education and Cultural Resources.
HB 279, introduced by S. Kerns, E. Buttrey, D. Zolnikov, W. McKamey, D. Loge, F. Anderson, D. Bartel, C. Hinkle, T. Smith, J. Bergstrom, referred to Local Government.
HB 282, introduced by S. Galloway, E. Buttrey, J. Read, B. Keenan, D. Zolnikov, T. Manzella, M. Noland, D. Loge, F. Anderson, L. Sheldon-Galloway, J. Trebas, B. Usher, S. Vinton, M. Hopkins, R. Knudsen, B. Mercer, T. Moore, B. Ler, B. Phalen, F. Nave, L. Brewster, A. Regier, L. Reksten, J. Schillinger, J. Gillette, C. Hinkle, M. Binkley, R. Marshall, C. Friedel, S. Essmann, M. Yakawich, T. Brockman, T. Smith, G. Oblander, N. Nicol, L. Deming, T. Falk, J. Bergstrom, G. Kmetz, P. Green, J. Etchart, W. Rusk, B. Carter, referred to Local Government.
HB 287, introduced by J. Windy Boy, F. Smith, D. Salomon, M. Caferro, S. Stewart Peregoy, L. Jones, J. Cohenour, A. Olsen, W. Curdy, S. Webber, D. Fern, J. Hamilton, K. Abbott, E. Boldman, J. Small, L. Bishop, D. Harvey, E. Kerr-Carpenter, M. Weatherwax, T. Running Wolf, D. Bedey, M. Marler, C. Keogh, K. Sullivan, P. Flowers, M. Fox, E. Stafman, A. Buckley, K. Kortum, T. France, T. Brockman, E. Matthews, P. Green, D. Baum, J. Etchart, L. Smith, M. Romano, S. Howell, Z. Zephyr, referred to Education and Cultural Resources.
HB 289, introduced by G. Oblander, N. Duram, B. Phalen, L. Brewster, K. Zolnikov, L. Deming, G. Nikolakakos, referred to Natural Resources.
HB 292, introduced by J. Dooling, referred to Business, Labor, and Economic Affairs.
HB 305, introduced by E. Buttrey, L. Jones, M. Hopkins, K. Zolnikov, C. Sprunger, referred to Business, Labor, and Economic Affairs.
HB 310, introduced by J. Carlson, M. Caferro, referred to Public Health, Welfare and Safety.
HB 327, introduced by L. Hellegaard, E. Buttrey, J. Read, J. Ellis, L. Sheldon-Galloway, N. Duram, T. Moore, B. Phalen, A. Regier, S. Gist, J. Schillinger, K. Seekins-Crowe, R. Marshall, G. Parry, N. Nicol, J. Bergstrom, J. Etchart, Z. Wirth, referred to Highways and Transportation.

The following House bills were introduced, read first time, and referred to committee:

HB 13, introduced by J. Fitzpatrick (by request of the Office of Budget and Program Planning), referred to Finance and Claims.
HB 127, introduced by F. Anderson (by request of the Department of Revenue), referred to Business, Labor, and Economic Affairs.
HB 242, introduced by E. Buttrey, J. Small, M. Hopkins, J. Kassmier, A. Buckley, C. Friedel, T. Brockman, C. Sprunger, referred to Business, Labor, and Economic Affairs.
HB 245, introduced by S. Vinton, D. Salomon, M. Regier, F. Anderson, B. Usher, R. Knudsen, D. Bedey, C. Keogh, B. Ler, J. Carlson, L. Brewster, K. Zolnikov, K. Seekins-Crowe, M. Bertoglio, M. Thane, L. Deming, C. Sprunger, B. Barker, W. Rusk, referred to Education and Cultural Resources.
HB 246, introduced by S. Kerns, E. Buttrey, T. McGillvray, K. Regier, L. Jones, J. Cohenour, M. Lang, D. Zolnikov, J. Hinkle, F. Mandeville, M. Noland, D. Fern, R. Fitzgerald, F. Anderson, L. Sheldon-Galloway, J. Trebas, C. Knudsen, S. Vinton, T. Welch, S. Morigeau, J. Small, K. Bogner, J. Kassmier, B. Mercer, B. Ler, L. Brewster, K. Zolnikov, B. Mitchell, A. Regier, S. Gist, J. Schillinger, M. Stromswold, C. Hinkle, M. Bertoglio, G. Frazer, R. Marshall, C. Friedel, S. Essmann, T. Smith, R. Miner, G. Parry, G. Oblander, L. Deming, T. Falk, G. Nikolakakos, J. Bergstrom, G. Kmetz, P. Green, D. Baum, W. Rusk, J. Karlen, Z. Wirth, referred to Local Government.
HB 264, introduced by M. Bertoglio, F. Smith, M. Hopkins, J. Dooling, D. Bedey, L. Brewster, M. Malone, A. Buckley, G. Frazer, M. Binkley, T. Brockman, T. Smith, G. Parry, C. Sprunger, D. Baum, referred to State Administration.
HB 298, introduced by M. Bertoglio, D. Loge, M. Hopkins, R. Marshall, referred to State Administration.
HB 306, introduced by B. Mitchell, E. Buttrey, D. Salomon, J. Read, L. Jones, E. Butcher, J. Fielder, C. Glimm, G. Hertz, D. Lenz, B. Brown, J. Hinkle, F. Mandeville, T. Manzella, W. McKamey, M. Noland, S. Hinebauch, S. Gunderson, D. Loge, R. Fitzgerald, F. Anderson, L. Sheldon-Galloway, J. Trebas, D. Bartel, B. Usher, S. Vinton, T. Welch, B. Beard, J. Small, M. Hopkins, J. Ellsworth, N. Duram, J. Fuller, R. Knudsen, J. Dooling, K. Bogner, B. Gillespie, J. Kassmier, B. Mercer, T. Moore, B. Ler, B. Phalen, F. Nave, J. Carlson, L. Brewster, K. Zolnikov, A. Regier, L. Reksten, S. Kerns, S. Galloway, S. Gist, J. Schillinger, K. Seekins-Crowe, M. Malone, J. Gillette, M. Bertoglio, G. Frazer, M. Binkley, R. Marshall, S. Essmann, M. Yakawich, T. Brockman, T. Smith, R. Miner, G. Parry, G. Oblander, N. Nicol, L. Deming, D. Emrich, T. Vermeire, C. Sprunger, T. Falk, G. Nikolakakos, J. Bergstrom, G. Kmetz, P. Green, J. Etchart, B. Barker, L. Hellegaard, Z. Wirth, referred to State Administration.
HB 329, introduced by L. Smith, E. Kerr-Carpenter, G. Frazer, C. Sprunger, P. Green, J. Etchart, M. Romano, referred to State Administration.
HB 343, introduced by T. Brockman, referred to Natural Resources.
HB 348, introduced by K. Walsh, S. Gist, G. Frazer, referred to State Administration.
HB 353, introduced by J. Carlson, E. Buttrey, referred to Business, Labor, and Economic Affairs.
HB 356, introduced by B. Ler, E. Buttrey, D. Zolnikov, B. Brown, J. Hinkle, S. Gunderson, F. Anderson, J. Trebas, C. Knudsen, B. Usher, N. Duram, J. Fuller, R. Knudsen, B. Phalen, L. Brewster, K. Zolnikov, B. Mitchell, A. Regier, P. Fielder, K. Seekins-Crowe, C. Hinkle, R. Marshall, S. Essmann, M. Yakawich, T. Smith, R. Miner, L. Deming, C. Sprunger, J. Bergstrom, G. Kmetz, P. Green, B. Barker, referred to Judiciary.
HB 361, introduced by B. Ler, C. Glimm, D. Zolnikov, B. Brown, J. Hinkle, S. Gunderson, J. Trebas, C. Knudsen, B. Usher, N. Duram, J. Fuller, R. Knudsen, B. Phalen, B. Mitchell, A. Regier, P. Fielder, K. Seekins-Crowe, C. Hinkle, R. Marshall, S. Essmann, M. Yakawich,

T. Smith, R. Miner, L. Deming, J. Bergstrom, G. Kmetz, P. Green, referred to Judiciary.
HB 365, introduced by S. Kerns, C. Knudsen, N. Duram, A. Regier, C. Hinkle, referred to Highways and Transportation.

The following House bills were introduced, read first time, and referred to committee:

HB 223, introduced by S. Kerns, E. Buttrey, D. Lenz, S. Hinebauch, R. Fitzgerald, F. Anderson, J. Trebas, C. Knudsen, J. Small, N. Duram, J. Dooling, J. Kassmier, B. Phalen, K. Zolnikov, B. Mitchell, J. Schillinger, M. Stromswold, C. Hinkle, G. Frazer, M. Binkley, S. Essmann, T. Brockman, T. Smith, G. Parry, C. Sprunger, G. Nikolakakos, P. Green, B. Barker, referred to Taxation.
HB 262, introduced by J. Schillinger, referred to Local Government.
HB 291, introduced by L. Brewster, C. Knudsen, S. Vinton, B. Phalen, G. Kmetz, referred to Local Government.
HB 295, introduced by J. Bergstrom, S. Hinebauch, C. Knudsen, R. Knudsen, B. Ler, referred to State Administration.
HB 299, introduced by J. Hinkle, A. Buckley, referred to Local Government.
HB 314, introduced by T. Brockman, referred to Business, Labor, and Economic Affairs.
HB 325, introduced by L. Hellegaard, J. Read, E. Butcher, L. Sheldon-Galloway, B. Phalen, A. Regier, S. Kerns, S. Gist, J. Schillinger, K. Seekins-Crowe, R. Marshall, G. Parry, N. Nicol, J. Bergstrom, J. Etchart, Z. Wirth, referred to Taxation.
HB 345, introduced by J. Hamilton, J. Trebas, T. Welch, M. Thane, referred to Taxation.
HB 358, introduced by K. Zolnikov, L. Sheldon-Galloway, C. Knudsen, B. Ler, S. Kerns, S. Galloway, C. Hinkle, G. Frazer, G. Oblander, G. Nikolakakos, W. Rusk, referred to Business, Labor, and Economic Affairs.
HB 371, introduced by K. Walsh, J. Welborn, referred to Business, Labor, and Economic Affairs.
HB 379, introduced by T. Welch, M. Thane, referred to Business, Labor, and Economic Affairs.
HB 400, introduced by B. Mercer, referred to State Administration.

The following House bills were introduced, read first time, and referred to committee:

HB 158, introduced by J. Kassmier (by request of the Department of Livestock), referred to Agriculture, Livestock and Irrigation.
HB 159, introduced by J. Kassmier (by request of the Department of Livestock), referred to Agriculture, Livestock and Irrigation.
HB 243, introduced by M. Marler, N. Duram, referred to Fish and Game.
HB 257, introduced by C. Sprunger, D. Salomon, N. Duram, D. Bedey, L. Reksten, M. Bertoglio, T. Smith, E. Matthews, referred to Education and Cultural Resources.
HB 284, introduced by J. Schillinger, referred to Energy and Telecommunications.
HB 301, introduced by D. Baum, S. Vinton, N. Duram, E. Kerr-Carpenter, B. Mercer, T. Moore, L. Brewster, K. Zolnikov, K. Seekins-Crowe, D. Hawk, C. Friedel, S. Essmann, M. Yakawich, G. Oblander, N. Nicol, L. Deming, J. Etchart, referred to Judiciary.
HB 311, introduced by M. Yakawich, L. Smith, referred to Public Health, Welfare and Safety.
HB 322, introduced by C. Hinkle, J. Read, B. Brown, J. Hinkle, T. Manzella, N. Duram, B. Ler, B. Phalen, F. Nave, B. Mitchell, A. Regier, S. Kerns, J. Schillinger, R. Marshall, referred to Judiciary.
HB 331, introduced by G. Oblander, S. Gist, T. Smith, N. Nicol, referred to Highways and Transportation.

HB 336, introduced by E. Buttrey, S. Fitzpatrick, J. Small, J. Ellsworth, J. Carlson, A. Buckley, referred to Business, Labor, and Economic Affairs.
HB 338, introduced by J. Windy Boy, F. Smith, S. Stewart Peregoy, K. Abbott, M. Hopkins, E. Kerr-Carpenter, T. Running Wolf, C. Keogh, A. Buckley, D. Hawk, M. Thane, P. Tuss, M. Romano, S. Howell, J. Fitzpatrick, referred to Education and Cultural Resources.
HB 392, introduced by J. Etchart, E. Kerr-Carpenter, T. Moore, K. Zolnikov, J. Gillette, referred to Public Health, Welfare and Safety.
HB 397, introduced by B. Mercer, referred to Judiciary.
HB 409, introduced by A. Regier, referred to Business, Labor, and Economic Affairs.
HB 410, introduced by B. Ler, C. Knudsen, A. Regier, T. Smith, referred to Judiciary.
HB 412, introduced by D. Bedey, referred to Legislative Administration.
HB 417, introduced by J. Cohenour, F. Smith, J. Windy Boy, S. Stewart Peregoy, M. Lang, B. Brown, M. Dunwell, D. Hayman, T. Manzella, C. Pope, S. Webber, S. Hinebauch, D. Fern, D. Loge, R. Fitzgerald, J. Trebas, B. Usher, J. Hamilton, B. Beard, J. Small, J. Ellsworth, N. Duram, R. Knudsen, J. Dooling, D. Harvey, E. Kerr-Carpenter, M. Marler, C. Keogh, K. Sullivan, K. Zolnikov, L. Reksten, E. Stafman, K. Kortum, M. Bertoglio, D. Hawk, M. Binkley, T. France, M. Thane, C. Friedel, S. Essmann, R. Miner, E. Matthews, D. Emrich, C. Sprunger, P. Tuss, J. Bergstrom, G. Kmetz, D. Baum, J. Lynch, M. Romano, S. Howell, J. Karlen, B. Carter, Z. Zephyr, referred to Public Health, Welfare and Safety.
HB 422, introduced by T. Falk, L. Sheldon-Galloway, S. Gist, T. Brockman, D. Emrich, G. Kmetz, referred to Public Health, Welfare and Safety.
HB 433, introduced by T. Welch, W. Sales, referred to Local Government.
HB 436, introduced by L. Sheldon-Galloway, referred to Judiciary.

The following House bills were introduced, read first time, and referred to committee:

HB 333, introduced by G. Oblander, S. Gist, T. Smith, N. Nicol, referred to Highways and Transportation.
HB 376, introduced by J. Gillette, E. Butcher, F. Anderson, C. Knudsen, S. Vinton, N. Duram, K. Zolnikov, B. Mitchell, P. Fielder, S. Kerns, S. Gist, J. Schillinger, G. Oblander, L. Deming, T. Falk, G. Kmetz, Z. Wirth, N. Hastings, referred to Business, Labor, and Economic Affairs.
HB 425, introduced by E. Kerr-Carpenter, R. Lynch, A. Buckley, D. Baum, referred to Judiciary.
HB 438, introduced by D. Loge, R. Fitzgerald, M. Marler, M. Yakawich, G. Nikolakakos, referred to Fish and Game.
HB 443, introduced by K. Seekins-Crowe, B. Keenan, F. Nave, S. Galloway, C. Hinkle, R. Marshall, M. Yakawich, J. Etchart, referred to Business, Labor, and Economic Affairs.
HB 452, introduced by B. Mercer, referred to Judiciary.
HB 458, introduced by F. Anderson, E. McClafferty, E. Butcher, J. Kassmier, K. Sullivan, B. Mitchell, S. Kerns, S. Gist, G. Nikolakakos, G. Kmetz, referred to Education and Cultural Resources.
HB 460, introduced by S. Gunderson, referred to Natural Resources.
HB 474, introduced by D. Fern, referred to Judiciary.
HB 491, introduced by S. Gunderson, referred to Highways and Transportation.

The following House bills were introduced, read first time, and referred to committee:

HB 304, introduced by J. Hinkle, F. Smith, E. Buttrey, J. Read, T. McGillvray, L. Jones, E. Butcher, B. Keenan, D. Zolnikov, T. Manzella, W. McKamey, M. Noland, S. Hinebauch, D. Fern, D. Loge,

C. Knudsen, S. Vinton, J. Dooling, T. Running Wolf, B. Gillespie, B. Ler, B. Phalen, L. Brewster, B. Mitchell, A. Regier, P. Fielder, S. Kerns, S. Galloway, S. Gist, J. Schillinger, J. Gillette, C. Hinkle, M. Bertoglio, M. Binkley, T. Smith, R. Miner, G. Parry, G. Oblander, L. Deming, D. Emrich, J. Bergstrom, G. Kmetz, P. Green, D. Baum, J. Karlen, B. Carter, J. Fitzpatrick, Z. Wirth, referred to Local Government.
HB 313, introduced by J. Etchart, J. Windy Boy, T. McGillvray, K. Regier, B. Keenan, D. Lenz, J. Hinkle, T. Manzella, S. Hinebauch, S. Gunderson, M. Regier, L. Sheldon-Galloway, J. Trebas, C. Knudsen, B. Usher, S. Vinton, B. Beard, M. Hopkins, N. Duram, R. Knudsen, J. Dooling, M. Weatherwax, K. Bogner, T. Running Wolf, B. Gillespie, B. Mercer, T. Moore, B. Ler, B. Phalen, F. Nave, J. Carlson, L. Brewster, K. Zolnikov, B. Mitchell, A. Regier, P. Fielder, S. Galloway, S. Gist, J. Schillinger, K. Seekins-Crowe, M. Malone, J. Gillette, C. Hinkle, M. Binkley, R. Marshall, C. Friedel, S. Essmann, M. Yakawich, T. Brockman, T. Smith, G. Parry, G. Oblander, N. Nicol, L. Deming, D. Emrich, C. Sprunger, G. Nikolakakos, P. Tuss, J. Bergstrom, G. Kmetz, P. Green, B. Barker, W. Rusk, L. Hellegaard, J. Fitzpatrick, N. Hastings, referred to Public Health, Welfare and Safety.
HB 317, introduced by J. Windy Boy, F. Smith, M. Caferro, S. Stewart Peregoy, K. Abbott, S. Morigeau, E. Kerr-Carpenter, M. Weatherwax, C. Keogh, K. Sullivan, M. Fox, E. Stafman, A. Buckley, K. Kortum, D. Hawk, T. France, M. Thane, E. Matthews, P. Tuss, D. Baum, J. Etchart, L. Smith, M. Romano, S. Howell, B. Carter, Z. Zephyr, referred to Judiciary.
HB 335, introduced by D. Bedey, D. Fern, S. Gist, referred to State Administration.
HB 384, introduced by J. Hinkle, R. Knudsen, J. Dooling, B. Ler, K. Seekins-Crowe, M. Binkley, T. Smith, P. Green, referred to State Administration.
HB 396, introduced by N. Hastings, S. Vinton, R. Knudsen, T. Moore, K. Seekins-Crowe, S. Essmann, referred to Education and Cultural Resources.
HB 426, introduced by M. Yakawich, T. McGillvray, K. Seekins-Crowe, referred to Judiciary.
HB 427, introduced by S. Kerns, referred to Business, Labor, and Economic Affairs.
HB 455, introduced by B. Mitchell, E. Buttrey, C. Knudsen, S. Morigeau, J. Small, M. Hopkins, K. Bogner, K. Zolnikov, C. Hinkle, R. Marshall, T. Brockman, T. Smith, referred to Business, Labor, and Economic Affairs.
HB 456, introduced by B. Ler, G. Hertz, M. Regier, B. Phalen, B. Mitchell, A. Regier, P. Fielder, R. Marshall, T. Smith, R. Miner, P. Green, L. Hellegaard, referred to Fish and Game.
HB 488, introduced by S. Galloway, E. Buttrey, J. Read, S. Gunderson, D. Loge, J. Trebas, M. Hopkins, B. Ler, B. Phalen, S. Gist, J. Schillinger, K. Seekins-Crowe, M. Binkley, M. Yakawich, G. Oblander, L. Deming, T. Falk, J. Bergstrom, G. Kmetz, referred to Local Government.
HB 489, introduced by T. Brockman, referred to Highways and Transportation.
HB 493, introduced by J. Dooling, J. Carlson, referred to Legislative Administration.
HB 499, introduced by E. Kerr-Carpenter, J. Small, referred to Business, Labor, and Economic Affairs.
HB 512, introduced by B. Mercer, referred to Judiciary.
HB 518, introduced by B. Mercer, S. Fitzpatrick, referred to Judiciary.
HB 540, introduced by M. Hopkins, referred to State Administration.
HB 712, introduced by Z. Wirth, B. Phalen, referred to State Administration.

The following House bills were introduced, read first time, and referred to committee:

HB 675, introduced by L. Brewster, referred to Local Government.
HB 676, introduced by K. Seekins-Crowe, J. Read, T. McGillvray, M. Lang, M. Noland, D. Bartel, B. Beard, B. Ler, B. Phalen, F. Nave, J. Carlson, K. Zolnikov, J. Schillinger, M. Malone, M. Binkley, M. Yakawich, J. Etchart, N. Hastings, referred to Judiciary.

HB 680, introduced by K. Seekins-Crowe, referred to Judiciary.
HB 685, introduced by M. Bertoglio, referred to Local Government.
HB 689, introduced by L. Sheldon-Galloway, referred to Judiciary.
HB 690, introduced by K. Sullivan, referred to Judiciary.
HB 691, introduced by G. Oblander, K. Zolnikov, S. Galloway, S. Gist, T. Smith, N. Nicol, L. Deming, G. Kmetz, J. Etchart, referred to Business, Labor, and Economic Affairs.
HB 695, introduced by B. Mercer, referred to Judiciary.
HB 697, introduced by B. Mercer, referred to Judiciary.
HB 706, introduced by N. Hastings, A. Regier, J. Gillette, J. Etchart, referred to Public Health, Welfare and Safety.
HB 707, introduced by J. Etchart, T. McGillvray, B. Usher, K. Zolnikov, K. Seekins-Crowe, C. Friedel, S. Essmann, M. Yakawich, G. Parry, G. Oblander, L. Deming, N. Hastings, referred to Education and Cultural Resources.
HB 714, introduced by B. Mercer, referred to Legislative Administration.
HB 715, introduced by J. Carlson, J. Read, T. McGillvray, K. Regier, G. Hertz, D. Lenz, B. Brown, J. Hinkle, F. Mandeville, M. Noland, S. Hinebauch, L. Sheldon-Galloway, J. Trebas, D. Bartel, B. Usher, B. Beard, M. Hopkins, J. Ellsworth, N. Duram, J. Fuller, K. Bogner, B. Ler, B. Phalen, F. Nave, K. Zolnikov, B. Mitchell, A. Regier, S. Gist, J. Schillinger, K. Seekins-Crowe, C. Hinkle, R. Marshall, M. Yakawich, T. Smith, N. Nicol, G. Kmetz, J. Etchart, referred to Public Health, Welfare and Safety.
HB 721, introduced by M. Regier, B. Usher, S. Vinton, R. Knudsen, L. Deming, referred to Judiciary.
HB 722, introduced by M. Regier, B. Usher, T. Moore, referred to Judiciary.
HB 731, introduced by S. Galloway, E. Buttrey, J. Read, E. Butcher, M. Noland, L. Sheldon-Galloway, M. Hopkins, B. Phalen, F. Nave, L. Brewster, S. Gist, K. Seekins-Crowe, R. Marshall, C. Friedel, T. Brockman, T. Smith, G. Oblander, N. Nicol, G. Kmetz, J. Etchart, referred to Local Government.
HB 735, introduced by S. Galloway, J. Read, E. Butcher, M. Noland, S. Gunderson, L. Sheldon-Galloway, J. Fuller, B. Phalen, L. Brewster, B. Mitchell, S. Gist, K. Seekins-Crowe, R. Marshall, M. Yakawich, T. Brockman, T. Smith, G. Oblander, N. Nicol, G. Kmetz, J. Etchart, referred to Judiciary.
HB 738, introduced by R. Fitzgerald, referred to Agriculture, Livestock and Irrigation.
HB 739, introduced by B. Mercer, referred to Legislative Administration.
HB 741, introduced by L. Smith, K. Seekins-Crowe, referred to Judiciary.
HB 742, introduced by L. Smith, E. Kerr-Carpenter, J. Carlson, K. Seekins-Crowe, referred to Judiciary.
HB 744, introduced by G. Kmetz, referred to Education and Cultural Resources.
HB 745, introduced by G. Kmetz, referred to Education and Cultural Resources.

The following House bills were introduced, read first time, and referred to committee:

HB 754, introduced by L. Hellegaard, N. Duram, B. Phalen, B. Mitchell, J. Schillinger, L. Deming, N. Hastings, referred to State Administration.
HB 761, introduced by M. Hopkins, D. Zolnikov, referred to Highways and Transportation.
HB 764, introduced by D. Loge, referred to Highways and Transportation.
HB 770, introduced by M. Regier, K. Zolnikov, referred to Business, Labor, and Economic Affairs.
HB 795, introduced by P. Tuss, S. Gist, referred to Natural Resources.

The following House bills were introduced, read first time, and referred to committee:

HB 82, introduced by G. Nikolakakos (by request of the Department of Military Affairs), referred to State Administration.
HB 196, introduced by L. Hellegaard, F. Smith, J. Read, B. Keenan, J. Hinkle, L. Sheldon-Galloway, B. Beard, N. Duram, R. Knudsen, K. Bogner, B. Mercer, T. Moore, B. Phalen, F. Nave, A. Regier, S. Gist, J. Schillinger, K. Seekins-Crowe, M. Malone, M. Binkley, R. Marshall, S. Essmann, L. Deming, J. Bergstrom, referred to State Administration.
HB 241, introduced by J. Kassmier, E. Buttrey, D. Loge, B. Ler, referred to Local Government.
HB 302, introduced by A. Buckley, M. Caferro, C. Knudsen, R. Knudsen, E. Kerr-Carpenter, K. Bogner, J. Kassmier, K. Zolnikov, C. Sprunger, referred to Business, Labor, and Economic Affairs.
HB 312, introduced by J. Etchart, M. Caferro, R. Marshall, L. Smith, referred to Public Health, Welfare and Safety.

The following House Joint Resolutions were introduced, read first time, and referred to committee:

HJ 7, introduced by M. Malone, J. Esp, C. Knudsen, L. Bishop, T. Running Wolf, B. Phalen, L. Brewster, B. Mitchell, A. Buckley, S. Essmann, T. Smith, R. Miner, referred to Natural Resources.
HJ 10, introduced by S. Vinton, S. Fitzpatrick, M. Regier, J. Ellsworth, R. Knudsen, K. Bogner, referred to Business, Labor, and Economic Affairs.
HJ 12, introduced by C. Knudsen, R. Lynch, B. Ler, J. Carlson, B. Mitchell, K. Seekins-Crowe, A. Buckley, M. Binkley, S. Essmann, G. Oblander, J. Etchart, referred to Public Health, Welfare and Safety.

The following House bills were introduced and read first time:

HB 297, introduced by T. Welch, E. Buttrey, D. Salomon, K. Regier, L. Jones, R. Fitzgerald, B. Usher, J. Kassmier, S. Kerns, R. Marshall, J. Fitzpatrick.
HB 355, introduced by J. Fitzpatrick, E. Buttrey, M. Cuffe, D. Salomon, J. Read, S. Stewart Peregoy, J. Welborn, B. Keenan, M. Lang, D. Zolnikov, R. Lynch, F. Mandeville, D. Loge, R. Fitzgerald, F. Anderson, C. Knudsen, T. Welch, J. Small, M. Hopkins, R. Tempel, J. Fuller, J. Dooling, D. Harvey, B. Gillespie, J. Kassmier, L. Brewster, K. Zolnikov, S. Kerns, K. Walsh, M. Bertoglio, D. Hawk, G. Frazer, M. Binkley, S. Essmann, M. Yakawich, G. Parry, T. Vermeire, C. Sprunger, G. Nikolakakos, P. Tuss, J. Etchart, J. Lynch, W. Rusk, Z. Wirth.
HB 362, introduced by D. Baum, S. Stewart Peregoy, J. Cohenour, D. Fern, B. Usher, D. Harvey, E. Kerr-Carpenter, M. Marler, K. Sullivan, L. Brewster, K. Zolnikov, B. Mitchell, S. Gist, E. Stafman, K. Kortum, M. Bertoglio, D. Hawk, G. Frazer, C. Friedel, R. Miner, E. Matthews, J. Bergstrom, J. Lynch, L. Smith, M. Romano, S. Howell, J. Karlen, Z. Zephyr.
HB 375, introduced by J. Fitzpatrick, E. McClafferty, J. Windy Boy, J. Welborn, R. Lynch, R. Fitzgerald, T. Welch, D. Harvey, K. Walsh, D. Hawk, G. Frazer, T. Vermeire, J. Lynch.
HB 377, introduced by L. Reksten, S. Vinton, T. Moore, M. Bertoglio, C. Sprunger.

The following House bills, previously introduced, were referred to committee:

HB 135, introduced by M. Bertoglio (by request of the Teachers' Retirement Board), referred to State Administration.
HB 181, introduced by L. Reksten, L. Jones, B. Beard, T. Moore, D. Bedey, M. Bertoglio,

J. Etchart, B. Barker, referred to Finance and Claims.
HB 217, introduced by G. Parry, J. Read, J. Schillinger, G. Kmetz, referred to Fish and Game.
HB 274, introduced by S. Kerns, E. Buttrey, E. Butcher, B. Brown, J. Hinkle, W. McKamey, S. Gunderson, R. Fitzgerald, F. Anderson, L. Sheldon-Galloway, M. Hopkins, B. Ler, M. Malone, C. Hinkle, R. Marshall, S. Essmann, T. Smith, L. Deming, G. Nikolakakos, J. Bergstrom, J. Karlen, referred to Finance and Claims.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 104- Majority Leader Fitzpatrick moved consideration of **HB 104** be passed for the day. Without objection, so ordered.

HB 100 - Senator Lang moved **HB 100** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 246 - Senator Zolnikov moved **SB 246** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 102 - Senator Glimm moved **HB 102** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Boldman, Fox, Kelker, Morigeau, O'Brien.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 38 - Senator Friedel moved **HB 38** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Bartel, Boldman, Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, Kelker, Lynch, McClafferty, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 487 - Senator Vance moved **SB 487** do pass.

SB 487 - Senator Esp moved **SB 487**, second reading copy, be amended with SB0487.001.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 487, as amended, **failed** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Fuller, Glimm, Hertz, Lang, Lenz, Mandeville, Manzella, McKamey, Mr. President, Noland, Regier K, Salomon, Small, Tempel, Vance, Vermeire, Zolnikov.
Total 24

Nays: Boldman, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hinebauch, Kelker, Lynch, McClafferty, McGillvray, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Trebas, Usher, Webber, Welborn.
Total 26

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 487 - Majority Leader Fitzpatrick moved **SB 487** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Esp, Hertz, McKamey, Vance.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 286 - Senator Gross moved **HB 286** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 39

Nays: Beard, Brown, Emrich, Esp, Fuller, Hinebauch, Lenz, Manzella, Regier K, Trebas, Usher.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 25 - Senator Hertz moved **HB 25** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey,

Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

HB 52, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Dunwell, Olsen.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 76, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 320, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Emrich, Lenz.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 246**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 38**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

SPECIAL ORDERS OF THE DAY

Senator Small introduced the Pages for the coming week:

Laura Fitzpatrick from Great Falls, Montana, sponsored by Senator Fitzpatrick
Jordan Olson from Roundup, Montana, sponsored by Senator Usher
Alysa Rapp from Great Falls, Montana, sponsored by Senator Heinbauch

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 03/14/2023, the 50th legislative day. Motion carried.

Senate adjourned at 1:57 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
FIFTIETH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
March 14, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 246, SB 458, SR 33, HB 25, HB 38, HB 100, HB 102, HB 109, HB 143, HB 199, HB 286**.
Correctly engrossed: **SB 485**.
Transmitted to the House**: HB 52, HB 76, HB 320**.

REPORTS OF STANDING COMMITTEES

FINANCE AND CLAIMS (Esp, Chair) 03/14/2023
SB 280, do pass.
HB 79, be concurred in.
HB 112, be concurred in.

JUDICIARY (Regier, Chair) 03/14/2023
HB 236, be concurred in.
HB 239, be concurred in.
HB 266, be concurred in.

NATURAL RESOURCES (Welborn, Chair) 03/13/2023
HB 53, be concurred in.
HB 88, be concurred in.
HB 122, be concurred in.
HB 342, be concurred in.

STATE ADMINISTRATION (Cuffe, Chair) 03/13/2023
HB 81, be concurred in.
HB 89, be concurred in.
HB 106, be concurred in.

MESSAGES FROM THE GOVERNOR

March 13, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59601

Dear President Ellsworth:

On Monday, March 13, 2023, I signed the following bills:

Senate Bill 121 - Beard
Senate Bill 124 - Hertz

The bills have been delivered to the Secretary of State's Office.

Sincerely,

Greg Gianforte
Governor

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 03/13/23

HB 55, introduced by D. Loge
HB 447, introduced by M. Thane

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 506, introduced by G. Hertz, K. Abbott, B. Beard, D. Bedey, M. Bertoglio, K. Bogner, E. Boldman, L. Brewster, T. Brockman, E. Buttrey, M. Dunwell, J. Ellis, J. Ellsworth, S. Fitzpatrick, P. Flowers, D. Harvey, L. Jones, C. Keogh, C. Knudsen, D. Loge, W. McKamey, S. O'Brien, C. Pope, K. Sullivan, S. Vinton, T. Welch, D. Zolnikov, referred to Taxation.
SB 507, introduced by D. Zolnikov, referred to Taxation.
SB 508, introduced by M. Dunwell, J. Ellis, P. Flowers, M. Fox, B. Gillespie, D. Hayman, E. McClafferty, A. Olsen, C. Pope, J. Trebas, T. Vermeire, referred to Taxation.

The following House bills were introduced, read first time, and referred to committee:

HB 55, introduced by D. Loge (by request of the Transportation Interim Committee), referred to Highways and Transportation.

HB 447, introduced by M. Thane, referred to Taxation.

The following House bills, previously introduced, were referred to committee:

HB 190, introduced by B. Mercer, referred to State Administration.
HB 256, introduced by C. Sprunger, referred to Judiciary.
HB 270, introduced by J. Kassmier, referred to Natural Resources.
HB 349, introduced by L. Sheldon-Galloway, referred to Business, Labor and Economic Affairs.
HB 351, introduced by K. Seekins-Crowe, referred to Business, Labor and Economic Affairs.
HB 367, introduced by B. Mercer, referred to Finance and Claims.
HB 457, introduced by A. Buckley, referred to Judiciary.
HB 486, introduced by P. Green, referred to Highways and Transportation.
HB 502, introduced by K. Seekins-Crowe, referred to Public Health, Welfare and Safety.
HB 534, introduced by M. Yakawich, referred to Local Government.
HB 535, introduced by B. Mitchell, referred to Education and Cultural Resources.
HB 539, introduced by K. Zolnikov, referred to Business, Labor and Economic Affairs.
HB 566, introduced by F. Anderson, referred to Public Health, Welfare and Safety.
HB 586, introduced by G. Oblander, referred to Natural Resources.
HB 600, introduced by M. Malone, referred to Fish and Game.
HB 611, introduced by J. Gillette, referred to Business, Labor and Economic Affairs.
HB 619, introduced by C. Keogh, referred to Public Health, Welfare and Safety.
HB 625, introduced by K. Seekins-Crowe, referred to Judiciary.
HB 635, introduced by J. Kassmier, referred to Fish and Game.
HB 641, introduced by K. Zolnikov, referred to Natural Resources.
HB 656, introduced by G. Parry, referred to Natural Resources.
HB 657, introduced by G. Parry, referred to Public Health, Welfare and Safety.
HB 658, introduced by R. Marshall, referred to Business, Labor and Economic Affairs.
HB 659, introduced by S. Gist, referred to Judiciary
HB 660, introduced by T. Brockman, referred to State Administration.
HB 661, introduced by K. Seekins-Crowe, referred to Judiciary.
HB 663, introduced by S. Kerns, referred to State Administration.
HB 664, introduced by S. Gunderson, referred to Highways and Transportation.
HB 665, introduced by J. Etchart, referred to Business, Labor and Economic Affairs.
HB 668, introduced by R. Fitzgerald, referred to Business, Labor and Economic Affairs.
HB 681, introduced by M. Yakawich, referred to Judiciary.
HB 682, introduced by K. Zolnikov, referred to Business, Labor and Economic Affairs.
HB 684, introduced by C. Hinkle, referred to Public Health, Welfare and Safety.
HB 692, introduced by B. Mercer, referred to Judiciary.
HB 693, introduced by B. Mercer, referred to State Administration.
HB 702, introduced by D. Harvey, referred to Business, Labor and Economic Affairs.
HB 703, introduced by D. Loge, referred to Local Government.
HB 704, introduced by S. Kerns, referred to Judiciary.
HB 705, introduced by S. Kerns, referred to Judiciary.
HB 710, introduced by C. Knudsen, referred to Business, Labor and Economic Affairs.
HB 716, introduced by B. Phalen, referred to State Administration.
HB 724, introduced by B. Barker, referred to State Administration.
HB 733, introduced by S. Galloway, referred to State Administration.
HB 747, introduced by J. Dooling, referred to Highways and Transportation.
HB 748, introduced by K. Zolnikov, referred to Local Government.

HB 750, introduced by F. Anderson, referred to Highways and Transportation.
HB 751, introduced by K. Abbott, referred to Business, Labor and Economic Affairs.

The following House bills, previously introduced, were referred to committee:

HB 276, introduced by M. Malone, J. Dooling, M. Hopkins, S. Kerns, T. Welch, referred to Agriculture, Livestock and Irrigation.
HB 297, introduced by T. Welch, referred to Taxation.
HB 339, introduced by D. Loge, N. Duram, D. Fern, R. Fitzgerald, referred to Local Government.
HB 362, introduced by D. Baum, referred to Public Health, Welfare and Safety.
HB 375, introduced by J. Fitzpatrick, referred to Fish and Game.
HB 377, introduced by L. Reksten, referred to Education and Cultural Resources.
HB 381, introduced by L. Brewster, referred to Judiciary.
HB 385, introduced by J. Carlson, referred to Public Health, Welfare and Safety.
HB 387, introduced by J. Carlson, D. Bartel, K. Bogner, A. Buckley, E. Buttrey, J. Read, A. Regier, L. Sheldon-Galloway, B. Usher, referred to State Administration.
HB 388, introduced by J. Kassmier, referred to Agriculture, Livestock and Irrigation.
HB 398, introduced by B. Mercer, referred to Judiciary.
HB 399, introduced by B. Mercer, referred to Judiciary.
HB 401, introduced by D. Fern, referred to Highways and Transportation.
HB 418, introduced by R. Fitzgerald, referred to Agriculture, Livestock and Irrigation.
HB 435, introduced by J. Fitzpatrick, referred to Local Government.
HB 439, introduced by D. Loge, referred to Highways and Transportation.
HB 440, introduced by S. Gunderson, referred to Fish and Game.
HB 446, introduced by K. Sullivan, referred to Public Health, Welfare and Safety.
HB 470, introduced by R. Fitzgerald, L. Brewster, N. Duram, D. Fern, B. Gillespie, P. Green, J. Karlen, D. Loge, J. Lynch, M. Marler, R. Marshall, E. Matthews, B. Mercer, N. Nicol, G. Nikolakakos, M. Thane, P. Tuss, M. Yakawich, referred to Highways and Transportation.
HB 473, introduced by S. Gunderson, referred to Natural Resources.
HB 477, introduced by S. Stewart Peregoy, T. France, P. Green, D. Hawk, E. Matthews, J. Small, E. Stafman, J. Windy Boy, referred to Business, Labor, and Economic Affairs.
HB 480, introduced by N. Duram, referred to Judiciary.
HB 484, introduced by K. Sullivan, referred to Business, Labor, and Economic Affairs.
HB 492, introduced by K. Zolnikov, D. Zolnikov, referred to Business, Labor, and Economic Affairs.
HB 501, introduced by K. Seekins-Crowe, referred to Education and Cultural Resources.
HB 504, introduced by N. Hastings, K. Seekins-Crowe, referred to Education and Cultural Resources.
HB 522, introduced by M. Malone, B. Beard, L. Brewster, J. Esp, P. Fielder, S. Kerns, B. Ler, T. Smith, referred to Fish and Game.
HB 524, introduced by J. Kassmier, L. Brewster, P. Green, C. Knudsen, B. Ler, B. Mitchell, G. Nikolakakos, G. Parry, T. Smith, referred to Business, Labor, and Economic Affairs.
HB 531, introduced by T. Brockman, referred to Education and Cultural Resources.
HB 543, introduced by J. Hinkle, L. Brewster, J. Etchart, C. Knudsen, K. Seekins-Crowe, K. Zolnikov, referred to State Administration.
HB 547, introduced by J. Cohenour, N. Duram, P. Fielder, R. Fitzgerald, T. France, S. Gist, L. Jones, J. Kassmier, K. Kortum, D. Loge, M. Marler, E. Matthews, T. Running Wolf, D. Salomon, M. Thane, referred to Fish and Game.

HB 548, introduced by J. Cohenour, D. Baum, J. Ellis, T. France, P. Green, D. Harvey, D. Hawk, G. Hertz, M. Hopkins, J. Karlen, J. Kassmier, C. Keogh, E. McClafferty, R. Miner, B. Molnar, S. Morigeau, T. Running Wolf, J. Small, L. Smith, M. Thane, T. Vermeire, J. Welborn, J. Windy Boy, referred to Fish and Game.

The following House bills, previously introduced, were referred to committee:

HB 550, introduced by C. Knudsen, F. Anderson, E. Buttrey, S. Kerns, R. Marshall, referred to Business, Labor, and Economic Affairs.
HB 555, introduced by J. Carlson, M. Caferro, D. Lenz, referred to Judiciary.
HB 556, introduced by J. Carlson, D. Bartel, M. Binkley, K. Bogner, E. Butcher, E. Buttrey, L. Deming, N. Duram, J. Ellsworth, S. Fitzpatrick, G. Frazer, C. Friedel, S. Gist, L. Hellegaard, G. Hertz, M. Hopkins, J. Kassmier, C. Knudsen, D. Lenz, B. Ler, T. Moore, N. Nicol, A. Regier, W. Rusk, J. Schillinger, L. Sheldon-Galloway, J. Small, P. Tuss, S. Vinton, referred to Public Health, Welfare and Safety.
HB 557, introduced by J. Carlson, A. Buckley, M. Caferro, M. Hopkins, D. Lenz, referred to Public Health, Welfare and Safety.
HB 558, introduced by S. Galloway, referred to Energy and Telecommunications.
HB 559, introduced by L. Sheldon-Galloway, referred to Public Health, Welfare and Safety.
HB 560, introduced by L. Sheldon-Galloway, referred to Judiciary.
HB 561, introduced by M. Malone, referred to Natural Resources.
HB 567, introduced by M. Caferro, referred to Public Health, Welfare and Safety.
HB 571, introduced by K. Seekins-Crowe, referred to Business, Labor, and Economic Affairs.
HB 573, introduced by J. Kassmier, J. Cohenour, referred to Judiciary.
HB 575, introduced by L. Sheldon-Galloway, referred to Judiciary.
HB 576, introduced by R. Knudsen, M. Binkley, S. Gist, S. Gunderson, J. Hinkle, G. Parry, S. Vinton, K. Walsh, referred to Natural Resources.
HB 578, introduced by T. Brockman, referred to Business, Labor, and Economic Affairs.
HB 579, introduced by K. Sullivan, referred to Business, Labor, and Economic Affairs.
HB 580, introduced by B. Mercer, referred to State Administration.
HB 582, introduced by J. Windy Boy, J. Small, S. Stewart Peregoy, referred to Public Health, Welfare and Safety.
HB 583, introduced by B. Barker, E. Buttrey, N. Duram, P. Green, G. Nikolakakos, K. Zolnikov, referred to Education and Cultural Resources.
HB 584, introduced by G. Nikolakakos, T. Brockman, N. Duram, S. Gist, N. Hastings, C. Hinkle, J. Kassmier, R. Marshall, B. Mitchell, G. Oblander, C. Sprunger, J. Trebas, M. Yakawich, K. Zolnikov, referred to Judiciary.
HB 585, introduced by M. Weatherwax, D. Fern, G. Frazer, K. Kortum, M. Marler, S. Morigeau, T. Running Wolf, J. Small, S. Stewart Peregoy, M. Thane, P. Tuss, S. Webber, referred to State Administration.

The following House bills, previously introduced, were referred to committee:

HB 591, introduced by E. Buttrey, A. Buckley, D. Harvey, R. Marshall, K. Seekins-Crowe, referred to Business, Labor, and Economic Affairs.
HB 592, introduced by J. Hinkle, referred to Local Government.
HB 593, introduced by M. Marler, referred to Fish and Game.
HB 598, introduced by L. Hellegaard, J. Bergstrom, L. Deming, P. Fielder, S. Gist, P. Green, S. Gunderson, S. Kerns, M. Malone, R. Marshall, B. Mitchell, T. Moore, F. Nave, B. Phalen,

J. Read, L. Reksten, J. Schillinger, L. Sheldon-Galloway, B. Usher, Z. Wirth, referred to Judiciary.
HB 601, introduced by D. Fern, G. Hertz, referred to Taxation.
HB 603, introduced by S. Galloway, F. Anderson, J. Bergstrom, M. Binkley, L. Brewster, E. Butcher, M. Caferro, N. Duram, S. Essmann, J. Etchart, G. Frazer, S. Gist, P. Green, S. Gunderson, D. Harvey, L. Hellegaard, L. Jones, G. Kmetz, B. Ler, D. Loge, R. Marshall, B. Mercer, B. Mitchell, G. Nikolakakos, G. Oblander, B. Phalen, J. Read, K. Seekins-Crowe, L. Sheldon-Galloway, T. Smith, S. Vinton, J. Windy Boy, Z. Wirth, referred to Judiciary.
HB 610, introduced by S. Gist, F. Anderson, B. Barker, B. Beard, J. Bergstrom, J. Carlson, J. Cohenour, M. Dunwell, D. Emrich, S. Essmann, J. Etchart, T. Falk, R. Fitzgerald, S. Galloway, J. Gillette, S. Gunderson, D. Harvey, N. Hastings, J. Hinkle, S. Kerns, G. Kmetz, R. Knudsen, M. Marler, R. Miner, B. Mitchell, F. Nave, G. Oblander, G. Parry, B. Phalen, A. Regier, J. Schillinger, K. Seekins-Crowe, L. Sheldon-Galloway, K. Walsh, M. Weatherwax, Z. Wirth, referred to Public Health, Welfare and Safety.
HB 614, introduced by B. Mercer, referred to Judiciary.
HB 615, introduced by R. Fitzgerald, M. Bertoglio, E. Buttrey, C. Knudsen, K. Seekins-Crowe, referred to Business, Labor, and Economic Affairs.
HB 616, introduced by M. Caferro, referred to Public Health, Welfare and Safety.
HB 622, introduced by D. Loge, R. Fitzgerald, G. Parry, K. Walsh, referred to Highways and Transportation.
HB 624, introduced by M. Hopkins, J. Schillinger, referred to Judiciary.
HB 631, introduced by J. Hinkle, D. Bartel, B. Brown, J. Carlson, J. Dooling, P. Fielder, S. Gist, C. Glimm, N. Hastings, C. Hinkle, S. Kerns, B. Ler, D. Loge, M. Malone, N. Nicol, G. Nikolakakos, M. Noland, G. Parry, J. Schillinger, T. Smith, D. Zolnikov, referred to Judiciary.
HB 636, introduced by J. Kassmier, L. Brewster, B. Ler, T. Smith, referred to Business, Labor, and Economic Affairs.
HB 639, introduced by B. Mercer, referred to Judiciary.
HB 640, introduced by N. Hastings, D. Baum, K. Seekins-Crowe, referred to Judiciary.
HB 653, introduced by S. Gist, J. Cohenour, P. Green, J. Karlen, B. Usher, K. Walsh, referred to Local Government.
HB 654, introduced by L. Sheldon-Galloway, referred to Judiciary.
HB 655, introduced by K. Zolnikov, K. Abbott, B. Barker, M. Binkley, A. Buckley, E. Buttrey, M. Caferro, J. Carlson, J. Etchart, T. Falk, C. Friedel, J. Fuller, S. Galloway, J. Gillette, S. Gist, J. Karlen, S. Kerns, E. Kerr-Carpenter, C. Knudsen, B. Ler, R. Marshall, N. Nicol, G. Nikolakakos, G. Oblander, J. Read, J. Schillinger, K. Seekins-Crowe, T. Smith, K. Sullivan, J. Trebas, S. Vinton, Z. Zephyr, D. Zolnikov, referred to Public Health, Welfare and Safety.
HB 662, introduced by F. Anderson, R. Fitzgerald, K. Zolnikov, referred to Agriculture, Livestock and Irrigation.

The following House bills, previously introduced, were referred to committee:

HB 758, introduced by F. Nave, M. Binkley, S. Galloway, N. Nicol, K. Seekins-Crowe, J. Small, M. Yakawich, referred to Business, Labor, and Economic Affairs.
HB 767, introduced by J. Kassmier, referred to Agriculture, Livestock and Irrigation.
HB 771, introduced by E. Buttrey, D. Harvey, R. Marshall, G. Oblander, K. Seekins-Crowe, referred to Business, Labor, and Economic Affairs.
HB 775, introduced by M. Hopkins, referred to Natural Resources.
HB 777, introduced by E. Buttrey, C. Knudsen, C. Sprunger, referred to Business, Labor, and Economic Affairs.
HB 780, introduced by B. Ler, J. Bergstrom, L. Deming, N. Duram, P. Fielder, R. Marshall,

B. Mitchell, B. Phalen, A. Regier, T. Smith, referred to Local Government.
HB 783, introduced by F. Nave, E. Buttrey, D. Fern, N. Hastings, M. Hopkins, B. Keenan, S. Kerns, R. Marshall, J. Read, K. Seekins-Crowe, M. Yakawich, referred to Business, Labor, and Economic Affairs.
HB 785, introduced by Z. Zephyr, referred to Judiciary.
HB 786, introduced by L. Sheldon-Galloway, referred to Judiciary.
HB 790, introduced by C. Sprunger, K. Abbott, B. Barker, D. Baum, M. Bertoglio, M. Binkley, E. Boldman, T. Brockman, A. Buckley, E. Buttrey, J. Dooling, N. Duram, S. Essmann, T. Falk, D. Fern, P. Fielder, S. Fitzpatrick, J. Fitzpatrick, C. Friedel, D. Hawk, G. Hertz, J. Karlen, J. Kassmier, C. Keogh, G. Kmetz, J. Lynch, M. Malone, B. Mitchell, N. Nicol, G. Nikolakakos, L. Reksten, M. Romano, D. Salomon, J. Schillinger, K. Seekins-Crowe, J. Small, F. Smith, S. Stewart Peregoy, M. Thane, B. Usher, S. Vinton, T. Welch, J. Windy Boy, K. Zolnikov, referred to Judiciary.
HB 793, introduced by L. Smith, D. Harvey, referred to Judiciary.
HB 800, introduced by M. Yakawich, referred to Judiciary.
HB 802, introduced by S. Kerns, referred to Judiciary.
HB 804, introduced by T. Running Wolf, L. Bishop, E. Boldman, L. Brewster, A. Buckley, W. Curdy, M. Dunwell, J. Ellis, J. Etchart, P. Flowers, M. Fox, T. France, J. Gross, D. Harvey, D. Hawk, D. Hayman, S. Howell, J. Karlen, K. Kortum, R. Lynch, M. Marler, E. McClafferty, S. Morigeau, S. O'Brien, J. Small, F. Smith, E. Stafman, S. Stewart Peregoy, K. Sullivan, M. Weatherwax, J. Windy Boy, Z. Wirth, D. Zolnikov, referred to Energy and Telecommunications.
HB 805, introduced by R. Fitzgerald, J. Bergstrom, M. Bertoglio, M. Cuffe, N. Duram, M. Lang, D. Loge, R. Miner, W. Sales, F. Smith, C. Sprunger, P. Tuss, K. Walsh, J. Windy Boy, referred to Business, Labor, and Economic Affairs.
HB 808, introduced by S. Gunderson, referred to Business, Labor, and Economic Affairs.
HB 809, introduced by D. Loge, referred to Highways and Transportation.
HB 811, introduced by M. Bertoglio, B. Barker, E. Matthews, L. Reksten, T. Running Wolf, referred to Education and Cultural Resources.

The following House joint resolutions, previously introduced, were referred to committee:

HJ 9, introduced by J. Read, referred to Education and Cultural Resources.
HJ 11, introduced by S. Gist, E. Butcher, M. Malone, R. Marshall, R. Miner, G. Parry, referred to Natural Resources.
HJ 14, introduced by L. Sheldon-Galloway, referred to State Administration.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 442 - Senator Lang moved **SB 442** do pass.

SB 442 - Senator Hayman moved **SB 442**, second reading copy, be amended with SB0442.001.004. Amendment **not adopted** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Small, Webber.
Total 19

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Noland, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 31

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 442 - Thereupon, the Senate reverted to the original motion of Senator Lang which passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 362 - Senator Morigeau moved **SB 362** do pass. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Friedel, Fuller, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lenz, Lynch, Manzella,

McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Salomon, Trebas, Usher, Webber, Welborn, Zolnikov.
Total 38

Nays: Beard, Esp, Fitzpatrick, Gillespie, Lang, Mandeville, McKamey, Sales, Small, Tempel, Vance, Vermeire.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 260 - Senator Lang moved **HB 260** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Hinebauch.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 170 - Senator Small moved **HB 170** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, Mr. President, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 97 - Senator Small moved **HB 97** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Esp, Glimm, Lang, Lenz, Lynch, McGillvray.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 96 - Senator Small moved **HB 96** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Esp, Glimm, Hinebauch, Lenz, McGillvray, Trebas.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 60 - Senator Noland moved **HB 60** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Brown, Cuffe, Curdy, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Welborn.
Total 38

Nays: Bogner, Boldman, Dunwell, Ellis, Emrich, Hayman, Mandeville, O'Brien, Olsen, Trebas, Webber, Zolnikov.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 66 - Senator Lenz moved **HB 66** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 84 - Senator McKamey moved **HB 84** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President,

Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Hertz, Hinebauch, Molnar, Regier K, Trebas.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

HB 25, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 100, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 102, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 286, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 36

Nays: Beard, Brown, Cuffe, Emrich, Esp, Fuller, Glimm, Hinebauch, Lenz, Manzella, Noland, Regier K, Trebas, Usher.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 442**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 60**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved the Senate reconsider its action on **SB 487**, indefinitely postponed the previous legislative day, and that **SB 487** be placed on second reading the next legislative day. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Noland, Regier K, Small, Trebas, Usher, Vance, Vermeire, Zolnikov, Mr. President.
Total 28

Nays: Boldman, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Webber, Welborn.
Total 22

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senator Mandeville moved to re-refer **HB 455** to the Attache Party Committee. President Ellsworth declared that motion out of order. Senator Mandeville then moved to re-refer **HB 455** from the Business, Labor and Economic Affairs Committee to the Local Government Committee. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Senator Usher arose on a point of personal privilege.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 03/15/2023, the 51st legislative day. Motion carried.

Senate adjourned at 2:06 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
FIFTY-FIRST LEGISLATIVE DAY

Helena, Montana — Senate Chambers
March 15, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 280, SB 362, SB 442, SB 487, SB 506, SB 507, SB 508, HB 53, HB 60, HB 66, HB 79, HB 81, HB 84, HB 88, HB 89, HB 96, HB 97, HB 106, HB 112, HB 122, HB 170, HB 236, HB 239, HB 260, HB 266, HB 342**.
Transmitted to the House: **HB 25, HB 100, HB 102, HB 286**.

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Small, Chair) 03/14/2023
SR 35, introduced resolution, be amended with SR0035.001.001 and, as amended, be adopted.
SR 43, be adopted.
SR 56, be adopted.
SR 57, be adopted.
HB 144, be concurred in.
HB 155, be amended with HB0155.002.001 and, as amended, be concurred in.
HB 187, be concurred in.
HB 263, be concurred in.
HB 281, be concurred in.

FINANCE AND CLAIMS (Esp, Chair) 03/15/2023
SB 303, do pass.

Without objection, committee reports were adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate bill concurred in and returned to the Senate: 03/14/2023

SB 98, introduced by K. Regier

Senate bill concurred in as amended and returned to the Senate for concurrence in House amendments: 03/14/2023

SB 5, introduced by M. Dunwell

Senate amendments to House bill concurred in on third reading: 03/14/2023

HB 18, introduced by T. Running Wolf

House bills passed and transmitted to the Senate for concurrence: 03/14/2023

HB 189, introduced by G. Nikolakakos
HB 408, introduced by S. Vinton

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 509, introduced by B. Usher, D. Salomon, S. Fitzpatrick, J. Esp, T. McGillvray, K. Regier, C. Glimm, B. Brown, T. Manzella, W. McKamey, M. Noland, S. Hinebauch, D. Bartel, J. Ellsworth, J. Fuller, K. Bogner, J. Kassmier, C. Friedel, referred to Judiciary.
SB 510, introduced by S. Fitzpatrick, referred to Highways and Transportation.
SB 511, introduced by D. Zolnikov, referred to Taxation.

The following House bills were introduced, read first time, and referred to committee:

HB 189, introduced by G. Nikolakakos, S. Fitzpatrick, J. Esp, L. Jones, G. Hertz, D. Zolnikov, J. Trebas, B. Beard, J. Ellsworth, N. Duram, K. Bogner, J. Kassmier, B. Mitchell, S. Kerns, C. Friedel, M. Yakawich, T. Brockman, C. Sprunger, referred to Taxation.
HB 408, introduced by S. Vinton, M. Binkley, referred to Education and Cultural Resources.

The following House bills, previously introduced, were referred to committee:

HB 36, introduced by D. Bedey (by request of the Legislative Finance Committee), referred to Education and Cultural Resources.
HB 45, introduced by B. Keenan (by request of the Department of Public Health and Human Services), referred to Public Health, Welfare and Safety.
HB 174, introduced by K. Seekins-Crowe, referred to Judiciary.
HB 360, introduced by S. Galloway, E. Buttrey, K. Regier, L. Jones, G. Hertz, M. Lang, J. Hinkle, M. Noland, S. Hinebauch, S. Gunderson, D. Loge, F. Anderson, L. Sheldon-Galloway, J. Trebas, D. Bartel, S. Vinton, T. Welch, B. Beard, N. Duram, R. Knudsen, T. Running Wolf, B. Gillespie, B. Ler, L. Brewster, K. Zolnikov, A. Regier, P. Fielder, S. Kerns, S. Gist, J. Schillinger, K. Seekins-Crowe, J. Gillette, C. Hinkle, M. Bertoglio, G. Frazer, R. Marshall, M. Yakawich, T. Brockman, R. Miner, G. Oblander, L. Deming, D. Emrich, C. Sprunger, G. Nikolakakos, J. Bergstrom, G. Kmetz, P. Green, J. Etchart, B. Barker, referred to State Administration.
HB 364, introduced by C. Knudsen, E. Buttrey, J. Hinkle, R. Fitzgerald, S. Vinton, M. Hopkins, R. Knudsen, D. Bedey, B. Ler, L. Brewster, K. Zolnikov, B. Mitchell, K. Seekins-Crowe, C. Hinkle, M. Bertoglio, R. Marshall, S. Essmann, M. Yakawich, T. Smith, R. Miner, N. Nicol, J. Bergstrom, P. Green, referred to Local Government.
HB 402, introduced by D. Bedey, D. Salomon, J. Fuller, B. Ler, W. Rusk, referred to State Administration.
HB 459, introduced by G. Parry, referred to Taxation.
HB 461, introduced by L. Sheldon-Galloway, referred to Judiciary.
HB 465, introduced by J. Karlen, D. Fern, K. Zolnikov, A. Buckley, T. France, C. Sprunger,

G. Nikolakakos, P. Tuss, D. Baum, referred to Local Government.
HB 468, introduced by J. Gillette, referred to Business, Labor, and Economic Affairs.
HB 490, introduced by S. Gist, J. Cohenour, J. Hinkle, B. Phalen, S. Galloway, M. Malone, R. Marshall, S. Essmann, R. Miner, L. Deming, referred to Business, Labor, and Economic Affairs.
HB 497, introduced by F. Anderson, J. Hinkle, D. Loge, K. Zolnikov, A. Regier, S. Kerns, K. Walsh, R. Marshall, S. Essmann, M. Yakawich, T. Brockman, G. Oblander, P. Green, J. Etchart, W. Rusk, J. Fitzpatrick, referred to Taxation.
HB 505, introduced by N. Nicol, C. Friedel, J. Karlen, referred to Business, Labor, and Economic Affairs.
HB 510, introduced by K. Kortum, C. Sprunger, referred to State Administration.
HB 513, introduced by J. Carlson, referred to Judiciary.
HB 519, introduced by B. Mitchell, K. Bogner, referred to Highways and Transportation.
HB 523, introduced by M. Yakawich, referred to Business, Labor, and Economic Affairs.
HB 525, introduced by A. Regier, referred to Judiciary.
HB 529, introduced by T. Brockman, referred to Legislative Administration.
HB 536, introduced by J. Dooling, referred to State Administration.
HB 541, introduced by B. Ler, B. Phalen, B. Mitchell, referred to Judiciary.
HB 545, introduced by E. Buttrey, J. Carlson, S. Kerns, M. Bertoglio, R. Marshall, G. Nikolakakos, P. Green, B. Barker, referred to Judiciary.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SR 33 - Senator Salomon moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 33**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 109 - Senator McKamey moved **HB 109** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 143 - Senator Noland moved **HB 143** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Dunwell, Hayman, Lynch, McClafferty, Olsen.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 458 - Senator Glimm moved **SB 458** do pass.

SB 458 - Senator Molnar moved **SB 458**, second reading copy, be amended with SB0458.002.003. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vance, Zolnikov.
Total 30

Nays: Bogner, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Vermeire, Webber, Welborn.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 458, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Small, Trebas, Usher, Vance, Zolnikov.
Total 28

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Vermeire, Webber, Welborn.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 485 - Senator Small moved **SB 485** do pass. Motion carried as follows:

Yeas: Bogner, Boldman, Brown, Cuffe, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Manzella, McGillvray, McKamey, Mr. President, O'Brien, Olsen, Pope, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Webber, Welborn.
Total 37

Nays: Bartel, Beard, Curdy, Friedel, Hinebauch, Mandeville, McClafferty, Molnar, Morigeau, Noland, Sales, Vance, Zolnikov.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 199 - Senator Ellis moved **HB 199** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Emrich, Salomon.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 228 - Senator McGillvray moved **HB 228** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 95 - Senator Small moved **HB 95** be concurred in.

HB 95 - Senator Small moved **HB 95**, second reading copy, be amended with HB0095.003.002. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 95, as amended, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Gross, Kelker, Lynch.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 487 - Senator Vance moved **SB 487** do pass.

SB 487 - Senator Emrich moved **SB 487**, second reading copy, be amended with SB0487.001.002. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 487, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 49

Nays: Welborn.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 37

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 362 passed as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Friedel, Fuller, Glimm, Gross, Hayman, Hertz, Kelker, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Salomon, Small, Trebas, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 40

Nays: Beard, Esp, Fitzpatrick, Gillespie, Hinebauch, Lang, Mandeville, Sales, Tempel, Vance.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 280 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Emrich.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 66, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 84, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland,

O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Emrich, Hertz, Hinebauch, Molnar, Regier K, Trebas.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 96, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 43

Nays: Esp, Glimm, Hinebauch, Lenz, Lynch, McGillvray, Trebas.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 97, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 42

Nays: Emrich, Esp, Fuller, Glimm, Hinebauch, Lang, Lenz, McGillvray.
Total 8

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 170, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 260, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 79, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 112, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Senator Usher moved that **HB 362** be re-referred from the Public Health, Welfare and Safety Committee to the Judiciary Committee. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 50

Nays: None.
Total 0

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Senator Esp arose on a point of personal privilege to remark that the Senate can have a respectful, civil debate on serious topics.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 03/16/2023, the 52nd legislative day. Motion carried.

Senate adjourned at 2:50 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
FIFTY-SECOND LEGISLATIVE DAY

Helena, Montana — Senate Chambers
March 16, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 303, SB 485, SB 509, SB 510, SB 511, SR 43, SR 56, SR 57, HB 109, HB 143, HB 144, HB 187, HB 199, HB 228, HB 263, HB 281.**
Correctly engrossed: **SB 458, SB 487, SR 35, HB 95, HB 155**.
Transmitted to the House: **SB 280, SB 362, HB 66, HB 79, HB 84, HB 96, HB 97, HB 112, HB 170, HB 260**.
Signed by the Secretary of the Senate at 2:15 p.m., March 9, 2023: **SR 4, SR 5, SR 49**
Signed by the Secretary of the Senate at 8:30 a.m., March 10, 2023: **SB 20, SB 91, SB 134, SB 135, SB 136**.
Signed by the Secretary of the Senate at 3:30 p.m., March 13, 2023: **SB 6**.
Signed by the President at 5:04 p.m., March 10, 2023: **SB 20, SB 91, SB 134, SB 135, SB 136**.
Signed by the President at 2:50 p.m., March 14, 2023: **SB 6, SR 4, SR 5, SR 49.**
Signed by the Speaker at 4:10 p.m., March 14, 2023: **SB 20, SB 91, SB 134, SB 135, SB 136**.
Signed by the Speaker at 9:05 a.m., March 16, 2023: **SB 6**.
Delivered to the Secretary of State at 8:54 a.m., March 16, 2023: **SR 4, SR 5, SR 49**.
Delivered to the Governor at 9:30 a.m., March 16, 2023: **SB 6, SB 20, SB 91, SB 134, SB 135, SB 136**.

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Small, Chair) — 03/16/2023
HB 156, be concurred in.
HB 336, be concurred in.
HB 353, be concurred in.

EDUCATION AND CULTURAL RESOURCES (Salomon, Chair) — 03/15/2023
SR 31, be adopted.
SR 32, be adopted.
SR 47, introduced resolution, be amended with SR0047.001.001 and, as amended, be adopted.
SR 51, be adopted.
HB 117, be concurred in.
HB 171, be concurred in.
HB 240, be concurred in.
HB 334, be concurred in.

FINANCE AND CLAIMS (Esp, Chair) — 03/16/2023
SB 11, do pass.

SB 352, introduced bill, be amended with SB0352.002.001 and, as amended, do pass.
HB 13, be concurred in.

JUDICIARY (Regier, Chair) 03/15/2023
HB 176, be amended with HB0176.001.001 and, as amended, be concurred in.
HB 213, be amended with HB0213.003.001 and, as amended, be concurred in.
HB 296, be amended with HB0296.001.003 and, as amended, be concurred in.
HB 326, be concurred in.

NATURAL RESOURCES (Welborn, Chair) 03/13/2023
HB 347, be concurred in.

STATE ADMINISTRATION (Cuffe, Chair) 03/15/2023
HB 63, be concurred in.
HB 80, be concurred in.
HB 132, be concurred in.
HB 148, be concurred in.
HB 151, be concurred in.
HB 232, be concurred in.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate Bills concurred in and returned to the Senate: 03/15/2023

SB 111, introduced by C. Glimm
SB 120, introduced by S. Webber

House bills passed and transmitted to the Senate for concurrence: 03/15/2023

HB 225, introduced by C. Sprunger
HJ 6, introduced by K. Zolnikov

FIRST READING AND COMMITMENT OF BILLS

The following Senate bill was introduced, read first time, and referred to committee:

SB 512, introduced by B. Molnar, referred to Fish and Game.

The following House bill was introduced, read first time, and referred to committee:

HB 225, introduced by C. Sprunger, R. Lynch, M. Noland, J. Fuller, D. Harvey, B. Mercer, A. Buckley, Z. Wirth, referred to Taxation.

The following House joint resolution was introduced, read first time, and referred to committee:

HJ 6, introduced by K. Zolnikov, referred to Energy and Telecommunications.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Noland in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 49 - Senator Gillespie moved **HB 49** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 185 - Senator Welborn moved **HB 185** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Molnar, Regier K.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 236 - Senator Gross moved **HB 236** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Bartel, Lenz.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 239 - Senator Friedel moved **HB 239** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 266 - Senator Regier moved **HB 266** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville,

Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 40

Nays: Dunwell, Ellis, Gross, Hayman, Kelker, McClafferty, O'Brien, Olsen, Pope, Webber.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 53 - Senator Small moved **HB 53** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 88 - Senator Gillespie moved **HB 88** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 122 - Senator Morigeau moved **HB 122** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 342 - Senator Lynch moved **HB 342** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lang, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Emrich, Hertz, Lenz, Manzella.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 81 - Senator Fuller moved **HB 81** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Ellis, Gross, Hayman, Olsen.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Noland moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Bartel, Mr. President.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 485 passed as follows:

Yeas: Boldman, Brown, Cuffe, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hertz, Kelker, Lang, Lenz, Manzella, McGillvray, McKamey, Mr. President, Noland, O'Brien, Olsen, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Webber, Welborn.
Total 33

Nays: Bartel, Beard, Bogner, Curdy, Ellis, Friedel, Hayman, Hinebauch, Lynch, Mandeville, McClafferty, Molnar, Morigeau, Pope, Sales, Vance, Zolnikov.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Vote totals include a change of vote by Senator Molnar from Yes to No, made under Order of Business 9, Motions.

SB 303 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Emrich, Trebas.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 109, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 143, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Dunwell, Lynch, McClafferty, Olsen.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 199, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Emrich, Salomon.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 228, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey,
Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 81**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved that **HB 55** be re-referred from the Highways and Transportation Committee to the Local Government Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved that **HB 375** be re-referred from the Fish and Game Committee to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved that **HB 136** be re-referred from the State Administration Committee to the Taxation Committee. Without objection, so ordered.
Majority Leader Fitzpatrick moved that **HB 317** be re-referred from the Judiciary Committee to the Public Health, Welfare and Safety Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved that **HB 573** be re-referred from the Judiciary Committee to the Business, Labor and Economic Affairs Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved that **SB 510** be re-referred from the Highways and Transportation Committee to the Taxation Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved that **HB 234** be re-referred from the Education and Cultural Resources Committee to the Judiciary Committee. Minority Leader Flowers objected and the Senate went to an electronic vote. The re-referral **failed** as follows:

Yeas: Bartel, Beard, Brown, Emrich, Esp, Fuller, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, Noland, Regier K, Trebas, Usher, Vance, Zolnikov.
Total 18

Nays: Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, McGillvray, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn, Mr. President.
Total 32

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senator Molnar moved to change his third reading vote on **SB 485** from Yes to No. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 03/17/2023, the 53rd legislative day. Motion carried.

Senate adjourned at 1:51 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
FIFTY-THIRD LEGISLATIVE DAY

Helena, Montana — Senate Chambers
March 17, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 11, SB 512, SR 31, SR 32, SR 51, HB 13, HB 49, HB 53, HB 63, HB 80, HB 81, HB 88, HB 117, HB 122, HB 132, HB 148, HB 151, HB 156, HB 171, HB 185, HB 232, HB 236, HB 239, HB 240, HB 266, HB 326, HB 334, HB 336, HB 342, HB 347, HB 353**.
Correctly engrossed: **SB 352, SR 47, HB 176, HB 213, HB 296**.
Transmitted to the House: **SB 303, SB 485, HB 109, HB 143, HB 199, HB 228**.

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Small, Chair) 03/17/2023
HB 127, be concurred in.
HB 254, be concurred in.
HJ 10, be concurred in.

FINANCE AND CLAIMS (Esp, Chair) 03/17/2023
SB 104, do pass.
HB 181, be concurred in.

FISH AND GAME (Hinebauch, Chair) 03/16/2023
HB 42, be concurred in.
HB 74, be concurred in.
HB 146, be concurred in.

HIGHWAYS AND TRANSPORTATION (Manzella, Chair) 03/16/2023
HB 26, be concurred in.
HB 27, be concurred in.
HB 75, be concurred in.
HB 105, be concurred in.
HB 129, be concurred in.
HB 401, be concurred in.

JUDICIARY (Regier, Chair) 03/16/2023
HB 125, be amended with HB0125.002.002 and, as amended, be concurred in.
HB 301, be concurred in.
HB 356, be concurred in.
HB 381, be concurred in.
HB 397, be concurred in.

HB 426, be concurred in.
HB 450, be concurred in.
HB 480, be concurred in.

SPECIAL ORDERS OF THE DAY

In celebration of St. Patrick's Day, Senator Esp shared history and memories of Butte legislators and activities at the Placer Hotel. In particular, Senator Esp recited a poem, learned by his grandfather when he was a legislator many years past, and previously recited only with his father, Jim Esp, and with friend and former Senator J.D. Lynch.

***The Idealist* by Berton Braley**

She's ugly you say old Butte is and grimy and black and drear,
why partner, I just can't see it and I've lived there many a year.
There's nothing pretty about her but somehow she's strong and free,
and big and rugged and well, comrade, she looks pretty good to me.
She's beautiful too in her fashion and wonderful, strange old way
with her chimneys and throbbing engines, her hillsides marred and gray.
She's a goddess of wealth and power, it's a thing my words won't reach,
it takes a man to express it that's born with a gift of speech.
But some clear Autumn morning when the air is like a sip
from a spring of sparkling water that touches a pilgrim's lip,
Go out and look around you at the mountains against the sky
Those quiet immutable mountains that carry their heads so high.
And then as the day grows brighter and the sky is a limpid blue
They come in their grandeur closer, and sort of reach right down to you.
And you feel that thrill of wonder that has no stain of pride
that you are one of the mountains, the heart of the great divide.
Then at sunset how they fill you with a sense of perfect awe
as colors bathe and light them in faith with God's good law.
Purple and gold and crimson painted by nature's hands,
I can't begin to express it but I think I can understand.
And the city itself at nighttime when seen from a distant place
with its many lights a-glistening like flames on a snowbank's face.
They sweep in a grand crescendo in the glittering rows and lines
till they flicker in the starlight that shimmers above the mines.
And so (Mr. President) on this final stanza, if I listen closely to the rhythms in my mind
(I can hear J.D. reciting, and Dad chimes in there too)
"Ugly and bleak, well maybe", but my eyes have learned to find
the beauty of truth not substance, the beauty that lies behind.
Her faults and her sins are many to injure her fair repute
but her heart and her soul are cleanly and she is beautiful, dear old Butte.

MESSAGES FROM THE GOVERNOR

March 16, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59601

Dear President Ellsworth:

On Thursday, March 16, 2023, I signed the following bill:

Senate Bill 103 – Beard

The bill has been delivered to the Secretary of State's Office.

Sincerely,

Greg Gianforte
Governor

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate Bill concurred in and returned to the Senate: 03/16/2023

SB 57, introduced by T. Manzella

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 513, introduced by J. Trebas, referred to Taxation.
SB 514, introduced by B. Molnar, referred to Taxation.

The following Senate resolution was introduced, read first time, and referred to committee:

SR 58, introduced by M. Dunwell, M. Cuffe, D. Salomon, S. Fitzpatrick, E. McClafferty, J. Esp, J. Welborn, B. Molnar, G. Hertz, D. Zolnikov, D. Lenz, R. Lynch, B. Brown, W. Curdy, J. Ellis, D. Hayman, F. Mandeville, W. McKamey, C. Pope, S. Webber, J. Trebas, D. Bartel, W. Sales, B. Beard, E. Boldman, S. Morigeau, J. Small, J. Gross, R. Tempel, J. Ellsworth, K. Bogner, B. Gillespie, P. Flowers, M. Fox, C. Friedel, S. O'Brien, S. Vance, T. Vermeire, referred to Legislative Administration.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator McGillvray in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SR 35 - Senator Small moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 35**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 43 - Senator Small moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 43**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 56 - Senator Small moved the nomination transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 56**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 57 - Senator Small moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 57**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 144 - Senator Small moved **HB 144** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Hinebauch, Lang, Lenz, McGillvray.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 155 - Majority Leader Fitzpatrick moved **HB 155** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 187 - Majority Leader Fitzpatrick moved **HB 187** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 263 - Senator Glimm moved **HB 263** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 281 - Senator Gillespie moved **HB 281** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 89 - Senator Fox moved **HB 89** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Dunwell, McClafferty.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 106 - Senator McKamey moved **HB 106** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Beard.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 5 - **House Amendments** - Senator Dunwell moved do concur in House amendments to **SB 5**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Hertz, Noland.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator McGillvray moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

HB 49, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 53, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 88, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 122, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 185, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Fuller, Manzella, Molnar, Regier K.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 236, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Lenz.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 239, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 266, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 40

Nays: Dunwell, Ellis, Gross, Hayman, Kelker, McClafferty, O'Brien, Olsen, Pope, Webber.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 342, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 11 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Emrich.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 458 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Small, Trebas, Usher, Vance, Zolnikov.
Total 28

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Vermeire, Webber, Welborn.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 487 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Vote totals include a vote change by Senator Morigeau from No to Yes, made under Order of Business 9, Motions.

HB 95, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: McGillvray.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved that **HB 374** be re-referred from the Judiciary Committee to the Local Government Committee. Without objection, so ordered.

Senator Morigeau moved to change his third reading vote on **SB 487** from No to Yes. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Senator Small thanked the Pages for their service this week.

Majority Leader Fitzpatrick moved the Senate adjourn until 8:00 a.m., 03/18/2023, the 54th legislative day. Motion carried.

Senate adjourned at 2:00 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
FIFTY-FOURTH LEGISLATIVE DAY

Helena, Montana
March 18, 2023

Senate Chambers
State Capitol

Senate convened at 8:00 a.m. President Pro Tempore Bogner presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. Forty-nine members present. Senator Zolnikov excused. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 104, SB 513, SB 514, SR 58, HB 26, HB 27, HB 42, HB 74, HB 75, HB 89, HB 105, HB 106, HB 127, HB 129, HB 144, HB 146, HB 155, HB 181, HB 187, HB 254, HB 263, HB 281, HB 301, HB 356, HB 381, HB 397, HB 401, HB 426, HB 450, HB 480, HJ 10**.

REPORTS OF STANDING COMMITTEES

JUDICIARY (Regier, Chair) 03/17/2023

HB 161, be amended with HB0161.002.001 and, as amended, be concurred in.

Without objection, the committee report was adopted.

MESSAGES FROM THE GOVERNOR

February 1, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

State Compensation Insurance Fund Board of Directors
MCA § 2-15-1019

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Nancy Butler**, 2000 5th Ave, Helena MT 59602, who was appointed to serve a term starting April 1, 2023 and through March 31, 2027. Ms. Butler fulfills the requirements as having executive management experience. I support the confirmation of Ms. Butler.
- **Wylie Galt**, 106 71 Ranch Rd, Martinsdale MT 59053, who was appointed to serve a term starting April 1, 2023 and through March 31, 2027. Mr. Galt fulfills the requirements as a policy holder and private enterprise representative. I support the confirmation of Mr. Galt.
- **Dexter Thiel**, 1807 South Central Ave., Sidney MT 59220, who was appointed to serve a term starting April 1, 2023 and through March 31, 2027. Mr. Thiel fulfills the qualifications as a policy holder. I support the confirmation of Mr. Thiel.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

March 16, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Real Estate Appraisers
MCA § 2-15-1758

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Peter T. Christensen**, 82 Robert Court, Bozeman, MT 59718, who was appointed to serve a term starting March 20, 2023, and through April 1, 2025. Mr. Christensen fulfills the requirements as a member of the public who is not engaged in the occupation of real estate appraisers. I support the confirmation of Mr. Christensen.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

March 16, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

State Parks and Recreation Board
MCA § 2-25-3406

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **John Marancik**, 902 3rd Ave., Laurel, MT 59044, who was appointed on March 20, 2023, and whose term expires January 1, 2027. Mr. Marancik fulfills the requirements as a representative of District 5. I support the confirmation of Mr. Marancik.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process.

Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.
Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

March 16, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

In my letter to you dated January 2, 2023, there was a mistake in the term for Liz Whiting. Please use the information below to amend SR 2.

State Parks and Recreation Board
MCA § 2-25-3406

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Liz Whiting**, 2105 23rd St A., Apt 210, Great Falls, MT 59405, who was appointed on March 20, 2023, and whose term expires January 1, 2027. Ms. Whiting fulfills the requirements as a representative of District 3. I support the confirmation of Ms. Whiting.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate Bills concurred in and returned to the Senate: 03/17/2023

SB 1, introduced by D. Salomon
SB 69, introduced by S. O'Brien

Senate amendments to House bill concurred: 03/17/2023

HB 320, introduced by N. Duram

House bills passed and transmitted to the Senate for concurrence: 03/17/2023

HB 346, introduced by J. Windy Boy
HB 481, introduced by R. Fitzgerald
HB 482, introduced by J. Gillette
HB 612, introduced by M. Bertoglio

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 515, introduced by S. Fitzpatrick, D. Salomon, J. Esp, T. McGillvray, G. Hertz, D. Lenz, J. Hinkle, W. McKamey, S. Hinebauch, M. Regier, J. Small, J. Ellsworth, R. Knudsen, K. Bogner, J. Kassmier, J. Carlson, C. Friedel, referred to State Administration.
SB 516, introduced by J. Gross, F. Smith, D. Salomon, S. Fitzpatrick, E. McClafferty, J. Welborn, B. Molnar, M. Lang, D. Zolnikov, R. Lynch, A. Olsen, W. Curdy, M. Dunwell, J. Ellis, D. Hayman, C. Pope, S. Webber, D. Loge, R. Fitzgerald, B. Usher, E. Boldman, S. Morigeau, J. Small, L. Bishop, J. Ellsworth, D. Harvey, K. Bogner, B. Gillespie, J. Kassmier, P. Flowers, M. Fox, L. Brewster, A. Buckley, M. Thane, C. Friedel, S. O'Brien, G. Parry, L. Smith, referred to Business, Labor, and Economic Affairs.

The following House bills were introduced, read first time, and referred to committee:

HB 346, introduced by J. Windy Boy, S. Stewart Peregoy, A. Olsen, W. Curdy, M. Weatherwax, T. Running Wolf, D. Hawk, referred to Education and Cultural Resources.
HB 481, introduced by R. Fitzgerald, referred to Taxation.
HB 482, introduced by J. Gillette, J. Carlson, referred to Education and Cultural Resources.
HB 612, introduced by M. Bertoglio, referred to Business, Labor, and Economic Affairs.

THIRD READING OF BILLS

SB 5, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

HB 89, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

HB 106, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 48

Nays: Beard.
Total 1

Voted absentee: None.
Total 0

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

HB 144, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 46

Nays: Hinebauch, Lenz, McGillvray.
Total 3

Voted absentee: None.
Total 0

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

HB 155, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 47

Nays: McGillvray, Tempel.
Total 2

Voted absentee: None.
Total 0

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

HB 187, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

HB 263, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

HB 281, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch,

Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 03/20/2023, the 55th legislative day. Motion carried.

Senate adjourned at 8:16 a.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
FIFTY-FIFTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
March 20, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 515, SB 516**
Correctly engrossed: **HB 125, HB 161**.
Transmitted to the House: **SB 5, SB 11, SB 458, SB 487, HB 49, HB 53, HB 88, HB 89, HB 95, HB 106, HB 122, HB 144, HB 155, HB 185, HB 187, HB 236, HB 239, HB 263, HB 266, HB 281, HB 342**.

REPORTS OF STANDING COMMITTEES

PUBLIC HEALTH, WELFARE AND SAFETY (McGillvray, Chair) 03/17/2023
HB 116, be amended with HB0116.001.002 and, as amended, be concurred in.
HB 147, be amended with HB0147.001.003 and, as amended, be concurred in.
HB 310, be concurred in.
HB 311, be concurred in.

STATE ADMINISTRATION (Cuffe, Chair) 03/17/2023
HB 110, be concurred in.
HB 172, be concurred in.
HB 173, be concurred in.
HB 273, be concurred in.

Without objection, committee reports were adopted.

FIRST READING AND COMMITMENT OF BILLS

The following Senate resolutions were introduced, read first time, and referred to committee:

SR 59, introduced by W. Sales, referred to Energy and Telecommunications.
SR 60, introduced by J. Small, referred to Business, Labor, and Economic Affairs.
SR 61, introduced by J. Small, referred to Business, Labor, and Economic Affairs.

SPECIAL ORDERS OF THE DAY

Senator Small introduced the Pages for the coming week:

Andrew Pravecek from Helena, Montana, sponsored by Senator Esp
Isabel Watson from Missoula, Montana, sponsored by Senator O'Brien
Jared White from Roberts, Montana, sponsored by Senator Mandeville

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Lenz in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 352 - Majority Leader Fitzpatrick moved consideration of **SB 352** be moved to the bottom of the first agenda. Without objection, so ordered.

HB 200 - Majority Leader Fitzpatrick moved consideration of **HB 200** be moved to the bottom of the first agenda. Without objection, so ordered.

HB 104 - Senator Lang moved **HB 104** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 43

Nays: Dunwell, Gross, Hayman, McClafferty, Olsen, Pope, Webber.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 156 - Majority Leader Fitzpatrick moved **HB 156** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang,

Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Emrich, Manzella.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 336 - Senator Curdy moved **HB 336** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 353 - Senator Gillespie moved **HB 353** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Hertz, McGillvray.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 117 - Senator Salomon moved **HB 117** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Cuffe, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hertz, Lang, Lynch, Mandeville, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Beard, Brown, Curdy, Dunwell, Esp, Glimm, Hayman, Hinebauch, Kelker, Lenz, Manzella, McClafferty, McGillvray, Noland, Olsen, Vance, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 171 - Senator Salomon moved **HB 171** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 240 - Senator Emrich moved **HB 240** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Molnar.
Total 1

HB 334 - Senator McClafferty moved **HB 334** be concurred in.

HB 334 - Senator Regier moved **HB 334**, second reading copy, be amended with HB0334.001.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, Noland, Regier K, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 26

Nays: Boldman, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Tempel, Webber.
Total 24

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 334, as amended, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Beard, Hinebauch, Molnar.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 13 - Senator Esp moved **HB 13** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Hinebauch.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 347 - Senator Morigeau moved **HB 347** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Olsen.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 176 - Senator Friedel moved **HB 176** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 80 - Senator Fox moved **HB 80** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Manzella, Trebas.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 31 - Senator Salomon moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 31**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 48

Nays: Mandeville, Zolnikov.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 32 - Senator Salomon moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 32**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 47 - Senator Salomon moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 47**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: McGillvray.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 51 - Senator Salomon moved the nomination transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 51**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

President Ellsworth assumed the chair.

SB 352 - Senator Lenz moved **SB 352** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 200 - Senator Lenz moved **HB 200** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 356 - Senator Usher moved **HB 356** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 74 - Minority Leader Flowers moved **HB 74** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Gross, O'Brien.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 117**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 171**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 03/21/2023, the 56th legislative day. Motion carried.

Senate adjourned at 2:33 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
FIFTY-SIXTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
March 21, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed**: SB 352. SR 59, SR 60, SR 61, HB 13, HB 74, HB 80, HB 104, HB 110, HB 117, HB 156, HB 171, HB 172, HB 173, HB 176, HB 200, HB 240, HB 273, HB 310, HB 311, HB 336, HB 347, HB 353, HB 356**.
Correctly engrossed: **HB 116, HB 147, HB 161, HB 334**.

REPORTS OF STANDING COMMITTEES

JUDICIARY (Regier, Chair) 03/21/2023
HB 399, be amended with HB0399.002.001 and, as amended, be concurred in.
HB 457, be concurred in.
HB 518, be concurred in.
HB 555, be amended with HB0555.001.002 and, as amended, be concurred in.

NATURAL RESOURCES (Welborn, Chair) 03/20/2023
HB 34, be concurred in.
HB 114, be concurred in.
HB 343, be concurred in.
HB 795, be concurred in.
HJ 7, be concurred in.
HJ 11, be concurred in.

Without objection, committee reports were adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate bills concurred in and returned to the Senate: 03/20/2023

SB 39, introduced by D. Bartel
SB 48, introduced by C. Pope
SJ 7, introduced by S. O'Brien

House bills passed and transmitted to the Senate for concurrence: 03/20/2023

HB 500, introduced by K. Seekins-Crowe
HB 520, introduced by D. Loge

HB 544, introduced by J. Gillette
HB 546, introduced by D. Fern
HB 652, introduced by S. Galloway
HB 740, introduced by L. Smith
HB 743, introduced by L. Smith

The House failed to concur in **Senate amendments to HB 260**, authorized the Speaker to appoint the following Free Conference Committee, and requested that the Senate appoint a like committee to confer on Senate amendments to HB 260.

The Speaker appointed the following members:

Representative M. Regier
Representative K. Abbott
Representative S. Vinton

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 517, introduced by D. Hayman, E. McClafferty, referred to Taxation.
SB 518, introduced by T. Manzella, K. Regier, C. Glimm, G. Hertz, D. Lenz, B. Brown, F. Mandeville, M. Noland, S. Hinebauch, B. Usher, B. Beard, J. Fuller, B. Phalen, C. Hinkle, S. Vance, referred to Judiciary.

The following Senate resolutions were introduced, read first time, and referred to committee:

SR 62, introduced by J. Welborn, referred to Natural Resources.
SR 63, introduced by J. Welborn, referred to Natural Resources.
SR 64, introduced by M. Lang, referred to Agriculture, Livestock and Irrigation.
SR 65, introduced by K. Regier, referred to Judiciary.

The following Senate bills, previously introduced, were referred to committee:

SB 41, introduced by J. Welborn, referred to Natural Resources.
SB 157, introduced by J. Ellsworth, referred to Judiciary.
SB 272, introduced by T. Manzella, referred to Judiciary.
SB 304, introduced by M. Cuffe, referred to Natural Resources.

The following House bills were introduced, read first time, and referred to committee:

HB 500, introduced by K. Seekins-Crowe, referred to Judiciary.
HB 520, introduced by D. Loge, referred to Natural Resources.
HB 544, introduced by J. Gillette, referred to Public Health, Welfare and Safety.
HB 546, introduced by D. Fern, D. Loge, R. Fitzgerald, J. Hamilton, T. Welch, J. Kassmier, D. Hawk, M. Yakawich, G. Nikolakakos, L. Smith, J. Karlen, B. Carter, referred to Business, Labor, and Economic Affairs.
HB 652, introduced by S. Galloway, J. Read, T. McGillvray, K. Regier, E. Butcher, B. Keenan,

B. Molnar, C. Glimm, M. Lang, B. Brown, T. Manzella, M. Noland, S. Hinebauch, F. Anderson, L. Sheldon-Galloway, J. Trebas, D. Bartel, B. Usher, S. Vinton, T. Welch, M. Hopkins, J. Fuller, J. Dooling, K. Bogner, B. Mercer, F. Nave, L. Brewster, K. Zolnikov, B. Mitchell, A. Regier, L. Reksten, P. Fielder, S. Gist, J. Schillinger, K. Seekins-Crowe, M. Malone, C. Hinkle, M. Bertoglio, M. Binkley, R. Marshall, C. Friedel, S. Essmann, M. Yakawich, T. Brockman, T. Smith, R. Miner, G. Oblander, L. Deming, D. Emrich, T. Falk, G. Nikolakakos, J. Bergstrom, G. Kmetz, P. Green, J. Etchart, B. Barker, L. Hellegaard, Z. Wirth, N. Hastings, referred to Business, Labor, and Economic Affairs.
HB 740, introduced by L. Smith, T. Welch, J. Carlson, G. Oblander, J. Etchart, referred to Public Health, Welfare and Safety.
HB 743, introduced by L. Smith, G. Oblander, J. Etchart, referred to Judiciary.

The following House bills, previously introduced, were referred to committee:

HB 163, introduced by T. Running Wolf, referred to Finance and Claims.
HB 229, introduced by M. Hopkins, referred to Business, Labor and Economic Affairs.
HB 255, introduced by G. Oblander, referred to Judiciary.
HB 293, introduced by R. Marshall, referred to Public Health, Welfare, and Safety.
HB 303, introduced by A. Regier, referred to Public Health, Welfare, and Safety.
HB 309, introduced by T. Brockman, referred to Judiciary.
HB 355, introduced by J. Fitzpatrick, referred to Finance and Claims.
HB 359, introduced by B. Mitchell, referred to Judiciary.
HB 394, introduced by J. Windy Boy, referred to Education and Cultural Resources.
HB 419, introduced by J. Hinkle, referred to Natural Resources.
HB 590, introduced by E. Buttrey, referred to Business, Labor and Economic Affairs.
HB 729, introduced by S. Galloway, referred to Energy and Telecommunications.
HB 797, introduced by J. Windy Boy, referred to Finance and Claims.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Beard in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 381- Majority Leader Fitzpatrick moved consideration of **HB 381** be passed for the day. Without objection, so ordered.

HB 161- Majority Leader Fitzpatrick moved consideration of **HB 161** be passed for the day. Without objection, so ordered.

HB 254 - Senator Zolnikov moved **HB 254** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hertz, Kelker, Lang, Lynch, Mandeville, Manzella,

Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 38

Nays: Emrich, Esp, Fuller, Hayman, Hinebauch, Lenz, McClafferty, McGillvray, McKamey, Molnar, O'Brien, Olsen.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJ 10 – Senator Gillespie moved **HJ 10** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 181 - Senator Salomon moved **HB 181** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Ellis, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 32

Nays: Boldman, Curdy, Dunwell, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Manzella, McClafferty, Morigeau, O'Brien, Olsen, Pope, Small, Webber, Welborn.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 480 - Senator Brown moved **HB 480** be concurred in. Motion **failed** as follows:

Yeas: Brown, Cuffe, Fitzpatrick, Friedel, Gillespie, Hinebauch, Morigeau, Mr. President, Regier K, Welborn.
Total 10

Nays: Bartel, Beard, Bogner, Boldman, Curdy, Dunwell, Ellis, Emrich, Esp, Flowers, Fox, Fuller, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 40

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 480 - Majority Leader Fitzpatrick moved **HB 480** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Brown, Esp, Hinebauch, Lynch, Morigeau, Mr. President.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 450- Majority Leader Fitzpatrick moved consideration of **HB 450** be passed for the day. Without objection, so ordered.

HB 132 - Senator Hayman moved **HB 132** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 148 - Senator Vance moved **HB 148** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Glimm.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 232 - Senator Cuffe moved **HB 232** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Morigeau, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn.
Total 36

Nays: Bogner, Dunwell, Ellis, Friedel, Hayman, Kelker, Lynch, McClafferty, Molnar, Mr. President, O'Brien, Olsen, Webber, Zolnikov.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 125 - Senator Emrich moved **HB 125** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 27 - Senator Dunwell moved **HB 27** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Kelker, Lang, Lenz, Lynch, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 42

Nays: Emrich, Glimm, Hertz, Hinebauch, Mandeville, Manzella, Noland, Zolnikov.
Total 8

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 75 - Senator Usher moved **HB 75** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 105 - Senator Olsen moved **HB 105** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Emrich.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Beard moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Mandeville.
Total 1

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 104 passed as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 45

Nays: Bartel, Esp, Hinebauch, Welborn.
Total 4

Voted absentee: None.
Total 0

Excused: Mandeville.
Total 1

Absent or not voting: None.
Total 0

SB 352 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Mandeville.
Total 1

Absent or not voting: None.
Total 0

HB 13, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Mandeville.
Total 1

Absent or not voting: None.
Total 0

Vote totals include a change of vote from No to Yes made by Senator Usher under Order of Business 9, Motions.

HB 74, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Mandeville.
Total 1

Absent or not voting: None.
Total 0

HB 80, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Emrich, Manzella, Trebas.
Total 3

Voted absentee: None.
Total 0

Excused: Mandeville.
Total 1

Absent or not voting: None.
Total 0

HB 104, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch,

Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Dunwell, Gross, Hayman, McClafferty, Olsen.
Total 5

Voted absentee: None.
Total 0

Excused: Mandeville.
Total 1

Absent or not voting: None.
Total 0

HB 156, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Emrich, Esp.
Total 2

Voted absentee: None.
Total 0

Excused: Mandeville.
Total 1

Absent or not voting: None.
Total 0

HB 176, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Mandeville.
Total 1

Absent or not voting: None.
Total 0

HB 200, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: Mandeville.
Total 1

Absent or not voting: None.
Total 0

HB 240, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Mandeville.
Total 1

Absent or not voting: None.
Total 0

HB 336, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Mandeville.
Total 1

Absent or not voting: None.
Total 0

HB 347, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 45

Nays: Gross, Hayman, Olsen, Webber.
Total 4

Voted absentee: None.
Total 0

Excused: Mandeville.
Total 1

Absent or not voting: None.
Total 0

HB 353, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Mandeville.
Total 1

Absent or not voting: None.
Total 0

HB 356, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: Mandeville.
Total 1

Absent or not voting: None.
Total 0

MOTIONS

Senator Usher moved to change his third reading vote on **HB 13** from No to Yes. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 03/22/2023, the 57th legislative day. Motion carried.

Senate adjourned at 2:11 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
FIFTY-SEVENTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
March 22, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 517, SB 518, SR 62, SR 63, SR 64, SR 65, HB 27, HB 34, HB 75, HB 105, HB 114, HB 125, HB 132, HB 148, HB 181, HB 232, HB 254, HB 343, HB 457, HB 518, HB 795, HJ 7, HJ 10, HJ 11**.
Correctly engrossed: **HB 399, HB 555**
Transmitted to the House: **SB 104, SB 352, HB 13, HB 74, HB 80, HB 104, HB 156, HB 176, HB 200, HB 240, HB 336, HB 347, HB 353, HB 356**.

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Small, Chair) 03/21/2023
HB 247, be amended with HB0247.001.001 and, as amended, be concurred in.
HB 292, be concurred in.
HB 579, be concurred in.
HB 771, be concurred in.
HB 805, be concurred in.

FINANCE AND CLAIMS (Esp, Chair) 03/21/2023
SB 246, do pass.
HB 38, be concurred in.
HB 60, be concurred in.
HB 274, be amended with HB0274.001.001 and, as amended, be concurred in.

FISH AND GAME (Hinebauch, Chair) 03/21/2023
SB 298, introduced bill, be amended with SB0298.001.024 and, as amended, do pass.
HB 131, be concurred in.
HB 635, be concurred in.

JUDICIARY (Regier, Chair) 03/21/2023
HB 256, be amended with HB0256.002.004 and, as amended, be concurred in.

TAXATION (Hertz, Chair) 03/21/2023
SB 505, do pass.
HB 188, be amended with HB0188.003.001 and, as amended, be concurred in.
HB 297, be concurred in.

Without objection, committee reports were adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate bills concurred in and returned to the Senate: 03/21/2023

SB 13, introduced by K. Regier
SB 67, introduced by T. McGillvray

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 519, introduced by B. Molnar, referred to Taxation.
SB 520, introduced by B. Molnar, referred to Fish and Game.
SB 521, introduced by S. Vance, J. Ellsworth, referred to Highways and Transportation.
SB 522, introduced by D. Zolnikov, referred to Taxation.
SB 523, introduced by G. Hertz, referred to Local Government.
SB 524, introduced by G. Hertz, referred to Judiciary.
SB 525, introduced by P. Flowers, E. McClafferty, J. Cohenour, B. Molnar, R. Lynch, J. Ellis, M. Noland, C. Pope, D. Loge, R. Fitzgerald, T. Running Wolf, M. Marler, T. France, D. Emrich, T. Vermeire, P. Green, referred to Fish and Game.

The following Senate resolutions were introduced, read first time, and referred to committee:

SR 66, introduced by J. Small, referred to Business, Labor, and Economic Affairs.
SR 67, introduced by J. Small, referred to Business, Labor, and Economic Affairs.

The following Senate bills were introduced and read first time:

SB 526, introduced by D. Emrich, M. Cuffe, D. Salomon, J. Read, K. Regier, B. Keenan, B. Molnar, C. Glimm, B. Brown, J. Hinkle, F. Mandeville, T. Manzella, W. McKamey, M. Noland, S. Hinebauch, S. Gunderson, L. Sheldon-Galloway, J. Trebas, D. Bartel, B. Usher, B. Beard, N. Duram, J. Fuller, K. Bogner, B. Ler, F. Nave, J. Carlson, L. Brewster, B. Mitchell, A. Regier, P. Fielder, S. Kerns, S. Galloway, J. Schillinger, K. Seekins-Crowe, J. Gillette, C. Hinkle, M. Binkley, R. Marshall, C. Friedel, M. Yakawich, T. Smith, R. Miner, G. Parry, G. Oblander, N. Nicol, L. Deming, S. Vance, T. Falk, G. Nikolakakos, J. Bergstrom, G. Kmetz, J. Etchart, Z. Wirth.
SB 527, introduced by J. Small, E. Buttrey.
SB 528, introduced by G. Hertz.
SB 529, introduced by G. Hertz.
SB 530, introduced by G. Hertz.
SB 531, introduced by D. Salomon, E. Buttrey, S. Fitzpatrick, M. Hopkins, J. Ellsworth, K. Bogner.

The following House bills, previously introduced, were referred to committee:

HB 226, introduced by T. Moore, T. McGillvray, D. Lenz, D. Fern, J. Trebas, S. Vinton, J. Hamilton, B. Mercer, T. Falk, referred to Finance and Claims.
HB 569, introduced by T. Moore, referred to Finance and Claims.

MOTIONS

President Ellsworth moved that the Senate reconsider its action on **HB 480**, indefinitely postponed the previous legislative day. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, McGillvray, McKamey, Molnar, Noland, Regier K, Salomon, Small, Trebas, Vance, Vermeire, Welborn, Mr. President.
Total 32

Nays: Curdy, Dunwell, Ellis, Emrich, Fuller, Gross, Lenz, Manzella, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Tempel, Usher, Webber, Zolnikov.
Total 18

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

President Ellsworth moved that **HB 480** be re-referred to the Judiciary Committee. Without objection, so ordered.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Mandeville in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 301 - Majority Leader Fitzpatrick moved consideration of **HB 301** be placed at the bottom of the board. Without objection, so ordered.

HB 127 - Senator Vermeire moved **HB 127** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 48

Nays: Manzella, Zolnikov.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 213 - Senator Brown moved **HB 213** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 63 - Senator Fox moved **HB 63** be concurred in. Motion **failed** as follows:

Yeas: Bartel, Boldman, Cuffe, Curdy, Fitzpatrick, Fox, Fuller, Gillespie, Gross, Kelker, Lynch, McKamey, Molnar, Morigeau, O'Brien, Salomon, Small, Trebas, Vermeire, Welborn.
Total 20

Nays: Beard, Bogner, Brown, Dunwell, Ellis, Emrich, Esp, Flowers, Friedel, Glimm, Hayman, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, Mr. President, Noland, Olsen, Pope, Regier K, Sales, Tempel, Usher, Vance, Webber, Zolnikov.
Total 30

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 63 - Majority Leader Fitzpatrick moved **HB 63** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 41

Nays: Cuffe, Curdy, Fox, Friedel, Kelker, Morigeau, Olsen, Pope, Salomon.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 110- Majority Leader Fitzpatrick moved consideration of **HB 110** be passed for the day. Without objection, so ordered.

HB 172 - Senator Cuffe moved **HB 172** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Tempel.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 397 - Senator Gross moved **HB 397** be concurred in. Motion carried as follows:

Yeas: Curdy, Dunwell, Ellis, Emrich, Esp, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, McClafferty, McKamey, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 32

Nays: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Fitzpatrick, Glimm, Hinebauch, Lenz, Lynch, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Small, Zolnikov.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 426 - Senator McGillvray moved **HB 426** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 326 - Senator Regier moved **HB 326** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 42 - Senator Brown moved **HB 42** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 46

Nays: Fuller, Gross, Olsen, Zolnikov.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 146 - Senator Brown moved **HB 146** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lenz, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 401 - Senator Friedel moved **HB 401** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lynch, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Zolnikov.
Total 40

Nays: Emrich, Fuller, Hinebauch, Lang, Lenz, Mandeville, McGillvray, Trebas, Usher, Welborn.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 173 - Senator Ellis moved **HB 173** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Emrich, Tempel.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 273 - Senator Bartel moved **HB 273** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Hayman, Hertz, Hinebauch, Kelker, Lang, Manzella, McClafferty, McGillvray, McKamey, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 35

Nays: Bogner, Dunwell, Ellis, Esp, Fuller, Glimm, Gross, Lenz, Lynch, Mandeville, Molnar, Morigeau, Mr. President, Olsen, Zolnikov.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 301 - Senator Usher moved **HB 301** be concurred in.

HB 301 - Senator Emrich moved **HB 301**, second reading copy, be amended with HB0301.001.004. Amendment **not adopted** as follows:

Yeas: Bartel, Beard, Bogner, Cuffe, Emrich, Esp, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, Mr. President, Regier K, Salomon, Tempel, Trebas, Zolnikov.
Total 22

Nays: Boldman, Brown, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Sales, Small, Usher, Vance, Vermeire, Webber, Welborn.
Total 28

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 301 - Thereupon, the Senate reverted to the original motion of Senator Usher which **failed** as follows:

Yeas: Bartel, Beard, Brown, Cuffe, Fitzpatrick, Friedel, Gillespie, Hinebauch, Kelker, Lenz, McKamey, Noland, Regier K, Usher, Vance.
Total 15

Nays: Bogner, Boldman, Curdy, Dunwell, Ellis, Emrich, Esp, Flowers, Fox, Fuller, Glimm, Gross, Hayman, Hertz, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Welborn, Zolnikov.
Total 35

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 301 - Majority Leader Fitzpatrick moved **HB 301** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Friedel, Hinebauch, McKamey, Sales.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Mandeville moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

HB 334, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 40

Nays: Beard, Brown, Cuffe, Fuller, Glimm, Hinebauch, Manzella, Molnar, Trebas, Usher.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 27, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Kelker, Lang, Lenz, Lynch, Manzella,

McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Esp, Glimm, Hertz, Hinebauch, Mandeville.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 75, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 105, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 125, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 132, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 148, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Glimm.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 181, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 232, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray,

McKamey, Morigeau, Noland, O'Brien, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn.
Total 35

Nays: Boldman, Dunwell, Ellis, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Mr. President, Olsen, Pope, Salomon, Webber, Zolnikov.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 254, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Kelker, Lang, Lynch, Mandeville, McClafferty, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 39

Nays: Emrich, Hayman, Hinebauch, Lenz, Manzella, McGillvray, McKamey, Molnar, O'Brien, Olsen, Pope.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJ 10, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 426**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved that **HB 29** be re-referred from the Judiciary Committee to the Public Health, Welfare, and Safety Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved that **HB 376** be re-referred from the Business, Labor and Economic Affairs Committee to the Public Health, Welfare, and Safety Committee. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 03/23/2023, the 58th legislative day. Motion carried.

Senate adjourned at 2:56 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
FIFTY-EIGHTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
March 23, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 246, SB 505, SB 519, SB 520, SB 521, SB 522, SB 523, SB 524, SB 525, SB 526, SB 527, SB 528, SB 529, SB 530, SB 531, SR 66, SR 67, HB 38, HB 42, HB 60, HB 127, HB 131, HB 146, HB 172, HB 173, HB 213, HB 273, HB 292, HB 297, HB 326, HB 397, HB 401, HB 426, HB 480, HB 579, HB 635, HB 771, HB 805**.
Correctly engrossed: **SB 298, HB 188, HB 247, HB 256**.
Transmitted to the House: **HB 27, HB 75, HB 105, HB 125, HB 132, HB 148, HB 181, HB 232, HB 254, HB 334, HJ 10**.

REPORTS OF STANDING COMMITTEES

LOCAL GOVERNMENT (Friedel, Chair) 03/22/2023
HB 211, be concurred in.
HB 246, be concurred in.
HB 291, be concurred in.
HB 299, be concurred in.
HB 316, be concurred in.

STATE ADMINISTRATION (Cuffe, Chair) 03/22/2023
HB 82, be concurred in.
HB 134, be concurred in.
HB 186, be amended with HB0186.002.001 and, as amended, be concurred in.
HB 210, be concurred in.
HB 224, be concurred in.
HB 295, be concurred in.

TAXATION (Hertz, Chair) 03/22/2023
SB 122, introduced bill, be amended with SB0122.001.003 and, as amended, do pass.
SB 145, introduced bill, be amended with SB0145.001.002 and, as amended, do pass.

Without objection, committee reports were adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate bills concurred in and returned to the Senate: 03/21/2023

SB 13, introduced by K. Regier

SB 67, introduced by T. McGillvray

Senate bills concurred in and returned to the Senate: 03/22/2023

SB 21, introduced by S. Fitzpatrick
SB 36, introduced by D. Lenz

House bills passed and transmitted to the Senate for concurrence: 03/22/2023

HB 403, introduced by D. Bedey
HB 469, introduced by L. Brewster
HB 521, introduced by D. Loge
HB 587, introduced by L. Jones
HB 588, introduced by L. Jones

FIRST READING AND COMMITMENT OF BILLS

The following Senate resolution was introduced, read first time, and referred to committee:

SR 68, introduced by S. Hinebauch, referred to Fish and Game.

The following Senate bills were introduced and read first time:

SB 532, introduced by M. Dunwell
SB 533, introduced by M. Noland, G. Hertz.
SB 534, introduced by T. McGillvray.
SB 535, introduced by R. Lynch.

The following House bills were introduced and read first time:

HB 403, introduced by D. Bedey, D. Salomon, J. Fuller, B. Ler.
HB 469, introduced by L. Brewster, D. Lenz, S. Vinton, B. Phalen, K. Zolnikov, M. Malone, T. Smith, L. Deming, G. Kmetz.
HB 521, introduced by D. Loge.
HB 587, introduced by L. Jones.
HB 588, introduced by L. Jones, E. Buttrey, D. Salomon, S. Fitzpatrick, D. Loge, F. Anderson, S. Vinton, T. Welch, J. Ellsworth, K. Bogner, B. Gillespie, J. Kassmier, D. Bedey, B. Ler, K. Zolnikov, L. Reksten, K. Walsh, B. Barker.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Emrich in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 457- Majority Leader Fitzpatrick moved consideration of **HB 457** be passed for the day. Without objection, so ordered.

HB 399 - Senator Usher moved **HB 399** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Olsen.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 26 - Senator Trebas moved **HB 26** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Dunwell, Gross, Olsen.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 129 - Senator Vance moved **HB 129** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 116 - Senator Gross moved **HB 116** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 147 - Senator Lenz moved **HB 147** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 310 - Senator Glimm moved **HB 310** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 311 - Senator Gross moved **HB 311** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Emrich.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 151 - Majority Leader Fitzpatrick moved **HB 151** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 34 - Senator Bartel moved **HB 34** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Dunwell, Ellis, Hayman, Olsen.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 114 - Senator Lang moved **HB 114** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Esp, Mandeville, Regier K.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 343 - Senator Small moved **HB 343** be concurred in. Motion carried as follows:

Yeas: Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hinebauch, Kelker, Lang, McClafferty, McGillvray, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Welborn, Zolnikov.
Total 34

Nays: Bartel, Beard, Bogner, Emrich, Esp, Glimm, Hertz, Lenz, Lynch, Mandeville, Manzella, Mr. President, Noland, Regier K, Usher, Vance.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 795 - Senator Lang moved **HB 795** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch,

Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Dunwell, Ellis, Hayman, McClafferty, Olsen.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJ 7 - Senator Esp moved **HJ 7** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJ 11 - Senator Usher moved **HJ 11** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 555 - Senator Lenz moved **HB 555** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Cuffe.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Emrich moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 246 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 38, concurred in as follows:

Yeas: Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Bartel, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 60, concurred in as follows:

Yeas: Bartel, Beard, Brown, Cuffe, Curdy, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 39

Nays: Bogner, Boldman, Dunwell, Ellis, Emrich, Hayman, Mandeville, McClafferty, O'Brien, Olsen, Zolnikov.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 42, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 45

Nays: Esp, Gross, Hayman, Tempel, Zolnikov.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 127, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: McGillvray.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 146, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lenz, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 172, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Tempel.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 173, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Emrich, Tempel.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 213, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 273, concurred in as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Hertz, Hinebauch, Kelker, McGillvray, McKamey, Morigeau, Mr. President, O'Brien, Pope, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Webber.
Total 31

Nays: Bogner, Dunwell, Ellis, Esp, Glimm, Gross, Hayman, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, Molnar, Noland, Olsen, Small, Welborn, Zolnikov.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 326, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 29

Nays: Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Small, Tempel, Webber, Welborn.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 397, not concurred in as follows:

Yeas: Curdy, Dunwell, Ellis, Fox, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, McKamey, Morigeau, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Tempel, Usher, Vance, Vermeire.
Total 23
Nays: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Glimm, Hinebauch, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, Molnar, Mr. President, Noland, Small, Trebas, Webber, Welborn, Zolnikov.
Total 27

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 401, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 43

Nays: Emrich, Hinebauch, Lang, Lenz, McGillvray, Trebas, Usher.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 147**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 311**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 114**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved the Senate reconsider its action on **HB 63**, indefinitely postponed the previous legislative day. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Pope, Salomon, Small, Trebas, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 39

Nays: Cuffe, Ellis, Hayman, Lenz, Manzella, Olsen, Regier K, Sales, Tempel, Usher, Vance.
Total 11

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved to re-refer **HB 63** to the State Administration Committee. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Regier K, Salomon, Small, Trebas, Vance, Vermeire, Webber, Zolnikov, Mr. President.
Total 41

Nays: Cuffe, Emrich, Hayman, Manzella, Noland, Sales, Tempel, Usher, Welborn.
Total 9

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 03/24/2023, the 59th legislative day. Motion carried.

Senate adjourned at 2:15 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
FIFTY-NINTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
March 24, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 532, SB 533, SB 534, SB 535, SR 68, HB 26, HB 34, HB 63, HB 82, HB 114, HB 116, HB 129, HB 134, HB 147, HB 151, HB 210, HB 211, HB 224, HB 246, HB 291, HB 295, HB 299, HB 310, HB 311, HB 316, HB 343, HB 399, HB 555, HB 795, HJ 7, HJ 11**.
Correctly engrossed: **SB 122, SB 145, HB 186, HB 274**.
Examined by the sponsor and found to be correct: **SB 98, SB 111, SB 120, SR 31, SR 32, SR 33, SR 35, SR 43, SR 47, SR 51, SR 56, SR 57**.
Correctly enrolled: **SB 98, SB 111, SB 120, SR 31, SR 32, SR 33, SR 35, SR 43, SR 47, SR 51, SR 56, SR 57**.
Transmitted to the House: **SB 246, HB 38, HB 42, HB 60, HB 127, HB 146, HB 172, HB 173, HB 213, HB 273, HB 326, HB 397, HB 401**.

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Small, Chair) 03/24/2023
HB 302, be amended with HB0302.003.001 and, as amended, be concurred in.
HB 505, be concurred in.
HB 524, be concurred in.
HB 665, be concurred in.
HB 710, be concurred in.
HB 777, be concurred in.

ENERGY AND TELECOMMUNICATIONS (Sales, Chair) 03/21/2023
HB 47, be amended with HB0047.002.005 and, as amended, be concurred in.

FINANCE AND CLAIMS (Esp, Chair) 03/23/2023
SB 402, introduced bill, be amended with SB0402.001.001 and, as amended, do pass.

FISH AND GAME (Hinebauch, Chair) 03/23/2023
HB 217, be amended with HB0217.002.001 and, as amended, be concurred in.
HB 243, be amended with HB0243.003.001 and, as amended, be concurred in.
HB 290, be concurred in.
HB 593, be concurred in.
HB 596, be concurred in.

JUDICIARY (Regier, Chair) 03/24/2023
HB 525, be concurred in.

HB 560, be concurred in.
HB 639, be concurred in.

TAXATION (Hertz, Chair) 03/23/2023
SB 506, do pass.
SB 507, introduced bill, be amended with SB0507.001.001 and, as amended, do pass.
SB 510, introduced bill, be amended with SB0510.001.001 and, as amended, do pass.

Without objection, committee reports were adopted.

MESSAGES FROM THE GOVERNOR

March 23, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59601

Dear President Ellsworth:

On Thursday, March 23, 2023, I signed the following bills:

Senate Bill 20 - Fitzpatrick
Senate Bill 91 - Emrich
Senate Bill 134 - Fitzpatrick
Senate Bill 135 - Fitzpatrick
Senate Bill 136 - Fitzpatrick

The bills have been delivered to the Secretary of State's Office.

Sincerely,

Greg Gianforte
Governor

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate bill concurred as amended and returned to the Senate for concurrence in House amendments 03/23/2023

SB 176, introduced by K. Regier

House bill passed and transmitted to the Senate for concurrence: 03/23/2023

HB 2, introduced by L. Jones

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 536, introduced by G. Hertz, referred to Finance and Claims.
SB 537, introduced by J. Small, referred to Taxation.
SB 538, introduced by C. Friedel, E. Buttrey, D. Zolnikov, D. Bartel, J. Small, M. Hopkins, J. Ellsworth, J. Kassmier, referred to Business, Labor, and Economic Affairs.
SB 539, introduced by B. Molnar, referred to Energy and Telecommunications.
SB 540, introduced by D. Zolnikov, referred to Taxation.

The following Senate bill was introduced and read first time:

SB 541, introduced by M. Dunwell

The following Senate bills, previously introduced, were referred to committee:

SB 532, introduced by M. Dunwell, A. Olsen, J. Ellis, D. Hayman, referred to Taxation.
SB 533, introduced by M. Noland, G. Hertz, referred to Fish and Game.
SB 534, introduced by T. McGillvray, referred to State Administration.
SB 535, introduced by R. Lynch, referred to Business, Labor, and Economic Affairs.

The following House bill was introduced, read first time, and referred to committee:

HB 2, introduced by L. Jones (by request of the Office of Budget and Program Planning), referred to Finance and Claims.

The following House bills, previously introduced, were referred to committee:

HB 403, introduced by D. Bedey, D. Salomon, J. Fuller, B. Ler, referred to Education and Cultural Resources.
HB 469, introduced by L. Brewster, D. Lenz, S. Vinton, B. Phalen, K. Zolnikov, M. Malone, T. Smith, L. Deming, G. Kmetz, referred to Local Government.
HB 521, introduced by D. Loge, referred to Fish and Game.
HB 587, introduced by L. Jones, E. Buttrey, D. Salomon, S. Fitzpatrick, G. Hertz, D. Zolnikov, M. Regier, D. Loge, F. Anderson, S. Vinton, T. Welch, J. Ellsworth, K. Bogner, B. Gillespie, J. Kassmier, D. Bedey, B. Ler, K. Zolnikov, L. Reksten, K. Walsh, B. Barker, referred to Education and Cultural Resources.
HB 588, introduced by L. Jones, E. Buttrey, D. Salomon, S. Fitzpatrick, D. Loge, F. Anderson, S. Vinton, T. Welch, J. Ellsworth, K. Bogner, B. Gillespie, J. Kassmier, D. Bedey, B. Ler, K. Zolnikov, L. Reksten, K. Walsh, B. Barker, referred to Education and Cultural Resources.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Gross in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 771 - Senator Small moved **HB 771** be concurred in. Motion **failed** as follows:

Yeas: Bartel, Boldman, Curdy, Fitzpatrick, Gross, Kelker, McKamey, Mr. President, Small, Trebas, Usher, Vermeire, Webber.
Total 13

Nays: Beard, Bogner, Brown, Cuffe, Dunwell, Ellis, Emrich, Esp, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Tempel, Vance, Welborn, Zolnikov.
Total 37

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 771 - Majority Leader Fitzpatrick moved **HB 771** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bogner, Brown, Cuffe, Ellis, Emrich, Esp, Flowers, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, Molnar, Noland, O'Brien, Olsen, Regier K, Sales, Welborn.
Total 27

Nays: Bartel, Beard, Boldman, Curdy, Dunwell, Fitzpatrick, Fox, Friedel, Gross, Kelker, McKamey, Morigeau, Mr. President, Pope, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 23

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 518 - Majority Leader Fitzpatrick moved **HB 518** be concurred in.

HB 518 - Majority Leader Fitzpatrick moved **HB 518**, second reading copy, be amended with HB0518.001.002. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 518, as amended, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 32

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber, Welborn.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 297 - Senator Beard moved **HB 297** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, Manzella,

McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 40

Nays: Bogner, Emrich, Esp, Fuller, Hinebauch, Lenz, McGillvray, Olsen, Regier K, Sales.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 505 - Senator Hertz moved **SB 505** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 296 - Senator Friedel moved **HB 296** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Ellis, Emrich, Esp, Hinebauch, Olsen.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 256 - Senator Friedel moved **HB 256** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Brown, Curdy, Dunwell, Emrich, Fitzpatrick, Fox, Friedel, Gillespie, Hertz, Lang, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Regier K, Sales, Small, Tempel, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 27

Nays: Bartel, Boldman, Cuffe, Ellis, Esp, Flowers, Fuller, Glimm, Gross, Hayman, Hinebauch, Kelker, Lenz, Lynch, Mandeville, McClafferty, Noland, O'Brien, Olsen, Pope, Salomon, Trebas, Webber.
Total 23

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 247 - Senator Vermeire moved **HB 247** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Fuller, Molnar.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 292 - Senator Gillespie moved **HB 292** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 36

Nays: Bartel, Cuffe, Ellis, Emrich, Fuller, Glimm, Hinebauch, Lang, Lenz, Lynch, Manzella, McGillvray, Noland, Salomon.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 579 - Senator Gillespie moved **HB 579** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Glimm, Hinebauch, Lang, Lenz, McGillvray, Noland.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 450 - Senator Usher moved **HB 450** be concurred.

HB 450 - Senator Friedel moved to amend **HB 450** with amendment HB0450.002.001.

Minority Leader Flowers requested that the consideration of the bill be passed until all members have the full amendment in context.

HB 450- Majority Leader Fitzpatrick moved consideration of **HB 450** be passed for the day. Motion carried as follows:

Yeas: Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Hayman, Kelker, Lang, Lynch, McClafferty, McGillvray, Molnar, Morigeau, O'Brien, Olsen, Pope, Salomon, Tempel, Vance, Vermeire, Webber, Welborn.
Total 26

Nays: Bartel, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Gross, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McKamey, Noland, Regier K, Sales, Small, Trebas, Usher, Zolnikov, Mr. President.
Total 24

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 805 - Senator Curdy moved **HB 805** be concurred in.

HB 805 - Senator Curdy moved **HB 805**, second reading copy, be amended with HB0805.002.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 805, as amended, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 161 - Senator Emrich moved **HB 161** be concurred in.

HB 161 - Senator Olsen moved **HB 161**, second reading copy, be amended with HB0161.003.002. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 161, as amended, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch,

Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 131 - Senator Emrich moved **HB 131** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 43

Nays: Dunwell, Ellis, Gross, Hayman, McClafferty, Olsen, Pope.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Gross moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

HB 26, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Dunwell, McClafferty, Olsen.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 34, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Dunwell, Ellis, Hayman, Olsen.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 116, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 129, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 151, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 310, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 343, concurred in as follows:

Yeas: Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, McClafferty, McGillvray, McKamey,

Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 37

Nays: Bartel, Beard, Bogner, Emrich, Esp, Fuller, Glimm, Hinebauch, Lenz, Manzella, Noland, Regier K, Vance.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 399, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Hayman, Olsen.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 555, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 795, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Dunwell, Ellis, Hayman, Lynch, Olsen.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJ 7, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJ 11, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 297**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 292**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved that **HB 566** be re-referred from the Public Health, Welfare and Safety Committee to the Education and Cultural Resources Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved that **HB 419** be re-referred from the Natural Resources Committee to the Fish and Game Committee. Without objection, so ordered.

Senator Regier moved that **SB 110** be taken from the Taxation Committee and brought before the Committee of the Whole on Monday, March 27, 2023. Motion **failed** as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, McKamey, Molnar, Noland, Regier K, Small, Trebas, Usher, Vermeire, Mr. President.
Total 25

Nays: Beard, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Vance, Webber, Welborn, Zolnikov.
Total 25

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Senator Small thanked the Pages for their service this week.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 03/27/2023, the 61st legislative day. Motion carried.

Senate adjourned at 3:02 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
SIXTIETH LEGISLATIVE DAY

Helena, Montana
March 25, 2023

Senate Chambers
State Capitol

The Senate did not meet in session this date.

SENATE JOURNAL
68TH LEGISLATURE
SIXTY-FIRST LEGISLATIVE DAY

Helena, Montana — Senate Chambers
March 27, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 505, SB 506, SB 536, SB 537, SB 538, SB 539, SB 540, SB 541, HB 131, HB 247, HB 256, HB 290, HB 292, HB 296, HB 297, HB 505, HB 524, HB 525, HB 560, HB 579, HB 593, HB 596, HB 639, HB 665, HB 710, HB 777**.
Correctly engrossed: **SB 402, SB 507, SB 510, HB 47, HB 161, HB 217, HB 243, HB 302, HB 518, HB 805**.
Transmitted to the House: **HB 26, HB 34, HB 116, HB 129, HB 151, HB 310, HB 343, HB 399, HB 555, HB 795, HJ 7, HJ 11**.

SPECIAL ORDERS OF THE DAY

Senator Hertz introduced the Port Polson Players who presented a portion of "*No Coward's Epitaph, the Story of Thomas Francis Meagher,"* a musical based on the life of Montana's first Acting Territorial Governor.

Born in Ireland, educated in England, Meagher was sentenced to death for sedition against England before being sent to Van Diemen's Land (Tasmania). Meagher escaped Van Diemen's Land and ended up in New York City where he became an American citizen. As Montana's first Acting Territorial Governor, he laid the groundwork for Montana statehood and was the first public official to recommend that the Yellowstone region should be protected. Meagher died in 1867 when he disappeared off a riverboat in Fort Benton, Montana.

REPORTS OF STANDING COMMITTEES

FINANCE AND CLAIMS (Esp, Chair) 03/24/2023
SB 47, introduced bill, be amended with SB0047.002.003 and, as amended, do pass.
SB 250, introduced bill, be amended with SB0250.003.001 and, as amended, do pass.
HB 117, be concurred in.
HB 171, be concurred in.
HB 367, be amended with HB0367.002.003 and, as amended, be concurred in.

JUDICIARY (Regier, Chair) 03/24/2023
HB 513, be amended with HB0513.002.001 and, as amended, be concurred in.
HB 525, be concurred in.
HB 560, be concurred in.

PUBLIC HEALTH, WELFARE AND SAFETY (McGillvray, Chair) 03/24/2023
HB 227, be concurred in.
HB 313, be concurred in.
HB 385, be amended with HB0385.002.001 and, as amended, be concurred in.
HB 392, be concurred in.
HB 417, be concurred in.

STATE ADMINISTRATION (Cuffe, Chair) 03/24/2023
HB 400, be concurred in.
HB 510, be concurred in.
HB 536, be concurred in.

TAXATION (Hertz, Chair) 03/21/2023
SB 253, introduced bill, be amended with SB0253.002.001 and, as amended, do pass.

Without objection, committee reports were adopted.

MESSAGES FROM THE GOVERNOR

March 24, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59601

The Honorable Matt Regier
Speaker of the House
State Capitol
Helena, MT 59601

Dear President Ellsworth and Speaker Regier:

Like you and members of the Legislature, I am committed to ensuring that Montanans facing mental health challenges receive the treatment they need. The Montana Department of Public Health and Human Services (DPHHS) takes very seriously its responsibility for addressing the behavioral health needs of vulnerable individuals in its care. Specifically, for those who are placed in the custody of DPHHS after being adjudicated Not Guilty because of Mental Illness (NGMI) at the end of a criminal proceeding, the department provides quality behavioral health treatment to enable such individuals to successfully reenter society, if possible.

While I appreciate the Legislature's work to fill the statutory gap of ensuring the supervision of NGMI individuals as they transition back into their communities, **Senate Bill 6** is incomplete and can be strengthened.

Therefore, in accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return with amendments **Senate Bill 6: "AN ACT**

GENERALLY REVISING LAWS RELATED TO CONDITIONAL RELEASE OF A PERSON CRIMINALLY COMMITTED TO THE DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES; AND AMENDING SECTION 46-14-304, MCA."

SB 6 inappropriately adds to DPHHS' role as behavioral health treatment provider for NGMI individuals, the role of parole officer for those who are conditionally released from its custody. Nevertheless, the department stands ready to undertake this new supervisory role. In its current form, however, SB 6 fails to provide DPHHS with sufficient authority to carry out the intent of the legislation to protect public safety and operate a supervisory system for individuals who had been adjudicated NGMI but have been conditionally released. SB 6 currently does not provide the department with the appropriate tools necessary to protect both the NGMI individual and the community into which he or she is conditionally released.

Therefore, I offer an amendment that strengthens SB 6 and promotes its proper implementation. Specifically, my amendment authorizes DPHHS, in its best judgment, to seek the return of individuals to its custody to promote public safety and protect the safety and well-being of these individuals if they fail to observe the conditions of their release or otherwise need the level of behavioral health treatment that only it can provide.

Further, the amendment I offer recognizes the unique needs of this patient population, while also ensuring there is an obligation on the part of such individuals who have been conditionally released into their communities to comply with their treatment plan or any other requirements imposed on them as a condition of their release, and to avoid further interaction with the criminal justice system.

Finally, the amendment I offer honors the good work of the Law and Justice Interim Committee by returning the bill largely to what the committee originally recommended and adopted.

SB 6 can be improved to provide DPHHS with appropriate authority to promote the well-being and safety of NGMI individuals and Montana communities alike, and I respectfully ask for your support of this amendment.

Sincerely,

Greg Gianforte
Governor

Enclosure

cc: Legislative Services Division
Christi Jacobsen, Secretary of State

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate bills concurred in and returned to the Senate: 03/24/2023

SB 4, introduced by J. Gross
SB 43, introduced by W. Curdy
SB 56, introduced by E. McClafferty
SB 66, introduced by M. Fox
SB 81, introduced by R. Tempel

Senate bills concurred in and returned to the Senate: 03/25/2023

SB 24, introduced by G. Hertz
SB 49, introduced by M. Cuffe
SB 100, introduced by G. Hertz
SB 101, introduced by G. Hertz

Senate bill concurred in as amended and returned to the Senate for concurrence in House amendments: 03/24/2023

SB 99, introduced by J. Fuller

Senate bill concurred in as amended and returned to the Senate for concurrence in House amendments: 03/25/23

SB 50, introduced by D. Bartel

House bills passed and transmitted to the Senate for concurrence: 03/24/2023

HB 679, introduced by D. Loge
HB 817, introduced by J. Fitzpatrick

House bills passed and transmitted to the Senate for concurrence: 03/25/2023

HB 597, introduced by N. Duram
HB 674, introduced by K. Seekins-Crowe

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 542, introduced by B. Molnar, referred to State Administration.
SB 543, introduced by E. Boldman, referred to Business, Labor, and Economic Affairs.
SB 544, introduced by W. Curdy, C. Pope, W. Sales, J. Small, J. Ellsworth, J. Fuller, K. Bogner, B. Gillespie, P. Flowers, M. Fox, T. Smith, T. Vermeire, referred to Business, Labor, and Economic Affairs.
SB 545, introduced by S. Fitzpatrick, referred to Local Government.
SB 546, introduced by K. Regier, referred to Business, Labor, and Economic Affairs.

SB 547, introduced by S. O'Brien, referred to Finance and Claims.
SB 548, introduced by J. Trebas, E. Butcher, C. Pope, referred to Taxation.
SB 549, introduced by G. Hertz, E. Boldman, referred to Local Government.
SB 550, introduced by G. Hertz, referred to Taxation.

The following Senate bill was introduced and read first time:

SB 551, introduced by C. Pope.

The following Senate bill, previously introduced, was referred to committee:

SB 541, introduced by M. Dunwell, referred to Taxation.

The following House bills were introduced, read first time, and referred to committee:

HB 597, introduced by N. Duram, referred to Finance and Claims.
HB 674, introduced by K. Seekins-Crowe, M. Hopkins, J. Kassmier, L. Brewster, K. Zolnikov, P. Fielder, S. Galloway, R. Marshall, T. Brockman, N. Nicol, referred to Judiciary.
HB 679, introduced by D. Loge, referred to Highways and Transportation.
HB 817, introduced by J. Fitzpatrick (by request of the (H) Appropriations), referred to Finance and Claims.

Announcements and Introductions

Senator Fuller entered the following information into the record:

On March 27, 2019, a native son of Montana, born in Great Falls and later residing in Bozeman, was posthumously awarded this nation's highest recognition of valor, the Medal of Honor. Staff Sergeant Travis Atkins, Montana's sixth recipient of the Medal of Honor, on his "climb to glory" demonstrated why we as the people's representatives should conduct ourselves as worthy of his sacrifice. We thank God such men lived. He is forever young!

Senator Small introduced the Pages for the coming week:

Gavin Holmlund from Great Falls, Montana, sponsored by Senator McKamey
Kai McDonald from Polson, Montana, sponsored by Senator Morigeau
Abigail Meredith from Belgrade, Montana, sponsored by Senator Vance
Thea Gillespie from Madison, Wisconsin, sponsored by Senator Gillespie

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Lynch in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 457 - Senator Gross moved **HB 457** be concurred in.

HB 457 - Majority Leader Fitzpatrick moved **HB 457**, second reading copy, be amended with HB0457.003.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 457, as amended, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 298 - Senator Molnar moved **SB 298** do pass. Motion carried as follows:

Yeas: Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Regier K, Salomon, Small, Trebas, Vermeire, Welborn, Zolnikov.
Total 28

Nays: Bartel, Beard, Bogner, Boldman, Curdy, Dunwell, Ellis, Flowers, Hayman, Kelker, Lang, Lenz, Lynch, McClafferty, Noland, Olsen, Pope, Sales, Tempel, Usher, Vance, Webber.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 635 - Senator Brown moved **HB 635** be concurred in. Motion carried as follows:

Yeas: Bartel, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 27

Nays: Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lenz, Lynch, Mandeville, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Tempel, Webber.
Total 23

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 246 - Senator Bogner moved **HB 246** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 291 - Senator Mandeville moved **HB 291** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 299 - Senator Bogner moved **HB 299** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Emrich.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 316 - Senator Bogner moved **HB 316** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 134 - Senator Fox moved **HB 134** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 186 - Senator Vance moved **HB 186** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Emrich, Esp, Glimm, Manzella.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 224 - Senator Hayman moved **HB 224** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: McGillvray.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 295 - Senator Bartel moved **HB 295** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 188 - Senator Trebas moved **HB 188** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 122 - Senator Hertz moved **SB 122** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Regier K, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 40

Nays: Dunwell, Ellis, Hayman, Kelker, Lynch, Olsen, Pope, Sales, Salomon, Tempel.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 176 – **House Amendments** - Senator Regier moved do concur in House amendments to **SB 176**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Esp, Hinebauch.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 145 - Senator Regier moved **SB 145** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Brown, Emrich, Flowers, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Noland, Olsen, Pope, Regier K, Sales, Trebas, Usher, Vance, Welborn.
Total 29

Nays: Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Fox, Friedel, Hayman, Kelker, Morigeau, Mr. President, O'Brien, Salomon, Small, Tempel, Vermeire, Webber, Zolnikov.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Vote totals reflect a vote change by Senator Gross from No to Yes, and a vote change by Senator Olsen from No to Yes. Both changes were made under Order of Business 9, Motions.

HB 274 - Senator McGillvray moved **HB 274** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Lynch moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Senator Gross moved to change her second reading vote on **SB 145** from No to Yes. Without objection, so ordered.

Senator Olsen moved to change her second reading vote on **SB 145** from No to Yes. Without objection, so ordered.

THIRD READING OF BILLS

SB 505 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 131, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 39

Nays: Boldman, Dunwell, Ellis, Gross, Hayman, Lynch, McClafferty, O'Brien, Olsen, Pope, Webber.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 247, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 256, concurred in as follows:

Yeas: Beard, Bogner, Brown, Cuffe, Emrich, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Lang, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 29

Nays: Bartel, Boldman, Curdy, Dunwell, Ellis, Esp, Flowers, Gross, Hayman, Hinebauch, Kelker, Lenz, Lynch, Mandeville, McClafferty, O'Brien, Olsen, Pope, Salomon, Webber, Welborn.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 296, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 40

Nays: Ellis, Emrich, Esp, Gross, Hayman, Hinebauch, Manzella, Olsen, Pope, Webber.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 579, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Glimm, Hinebauch, Lang, Lenz, McGillvray.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 457**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **SB 298**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 188**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **SB 122**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **SB 145**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

UNFINISHED BUSINESS

Senator McGillvray moved the following undersigned name be **ADDED** as sponsor to **SB 534**:
Representative M. Hinkle

Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 03/28/2023, the 62nd legislative day. Motion carried.

Senate adjourned at 3:13 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
SIXTY-SECOND LEGISLATIVE DAY

Helena, Montana — Senate Chambers
March 28, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 122, SB 145, SB 298, SB 542, SB 543, SB 544, SB 545, SB 546, SB 547, SB 548, SB 549, SB 550, SB 551, HB 117, HB 134, HB 171, HB 186, HB 188, HB 224, HB 227, HB 246, HB 274, HB 291, HB 295, HB 299, HB 313, HB 316, HB 392, HB 400, HB 417, HB 510, HB 536, HB 635**.
Correctly engrossed: **SB 47, SB 250, SB 253, SR 62, HB 270, HB 367, HB 385, HB 447, HB 457, HB 513**.
Transmitted to the House: **SB 505, HB 131, HB 247, HB 256, HB 296, HB 579**.
Correctly enrolled: **SB 1, SB 5, SB 39, SB 48, SB 57, SB 69**.

REPORTS OF STANDING COMMITTEES

EDUCATION AND CULTURAL RESOURCES (Salomon, Chair) 03/27/2023
HB 377, be concurred in.
HB 458, be concurred in.
HB 531, be concurred in.
HJ 9, be concurred in.

NATURAL RESOURCES (Welborn, Chair) 03/27/2023
SR 62, introduced resolution, be amended with SR0062.001.002 and, as amended, be adopted.
SR 63, introduced resolution, be amended with SR0063.001.002 and, as amended, be adopted.
HB 270, be amended with HB0270.002.001 and, as amended, be concurred in.
HB 586, be concurred in.
HB 641, be concurred in.

STATE ADMINISTRATION (Cuffe, Chair) 03/27/2023
HB 264, be concurred in.
HB 585, be concurred in.
HB 663, be concurred in.
HJ 14, be concurred in.

TAXATION (Hertz, Chair) 03/27/2023
HB 447, be amended with HB0447.001.002 and, as amended, be concurred in.
HB 459, be concurred in.
HB 497, be concurred in.

Without objection, committee reports were adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate bill concurred in and returned to the Senate: 03/27/2023

SB 70, introduced by S. O'Brien

Senate amendments to House bills concurred in: 03/27/2023

HB 125, introduced by F. Anderson
HB 155, introduced by K. Zolnikov

House bill passed and transmitted to the Senate for concurrence: 03/27/2023

HB 709, introduced by J. Gillette

HB 185 - The House failed to concur in Senate amendments to **HB 185**, authorized the Speaker to appoint the following Conference Committee, and requested that the Senate appoint a like committee to confer on Senate amendments to **HB 185**: 03/27/2023

Fitzgerald
Fitzpatrick
Harvey

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committee:

SB 552, introduced by G. Hertz, referred to Public Health, Welfare and Safety.
SB 553, introduced by G. Hertz, referred to Finance and Claims.
SB 554, introduced by G. Hertz, referred to Taxation.
SB 555, introduced by G. Hertz, referred to Judiciary.
SB 556, introduced by C. Glimm, J. Read, T. McGillvray, K. Regier, L. Jones, B. Keenan, D. Lenz, B. Brown, T. Manzella, M. Noland, S. Hinebauch, D. Bartel, B. Usher, M. Hopkins, J. Fuller, K. Bogner, B. Gillespie, B. Ler, B. Phalen, F. Nave, L. Brewster, B. Mitchell, A. Regier, P. Fielder, J. Schillinger, M. Malone, C. Hinkle, R. Marshall, S. Essmann, T. Smith, R. Miner, G. Parry, G. Oblander, L. Deming, D. Emrich, T. Vermeire, T. Falk, J. Bergstrom, P. Green, L. Hellegaard, Z. Wirth, referred to Business, Labor, and Economic Affairs.
SB 557, introduced by M. Noland, T. McGillvray, K. Regier, C. Glimm, D. Zolnikov, D. Lenz, T. Manzella, S. Hinebauch, D. Bartel, B. Usher, J. Ellsworth, J. Fuller, K. Bogner, B. Mitchell, D. Emrich, referred to Business, Labor, and Economic Affairs.
SB 558, introduced by S. Morigeau, referred to Local Government.
SB 559, introduced by J. Trebas, referred to Judiciary.
SB 560, introduced by J. Fuller, J. Windy Boy, T. McGillvray, M. Caferro, K. Regier, E. Butcher, B. Molnar, C. Glimm, G. Hertz, D. Zolnikov, A. Olsen, B. Brown, J. Hinkle, T. Manzella, M. Noland, L. Sheldon-Galloway, B. Usher, S. Vinton, M. Hopkins, N. Duram, K. Bogner, B. Phalen, J. Carlson, L. Brewster, K. Zolnikov, B. Mitchell, A. Regier, P. Fielder, S. Galloway, M. Malone, J. Gillette, C. Hinkle, R. Marshall, T. Smith, L. Deming, D. Emrich, T. Falk, J. Etchart, referred to State Administration.

SB 561, introduced by S. Hinebauch, B. Ler, referred to Agriculture, Livestock and Irrigation.
SB 562, introduced by C. Friedel, referred to State Administration.
SB 563, introduced by K. Bogner, S. Fitzpatrick, J. Ellsworth, referred to Public Health, Welfare and Safety.
SB 564, introduced by T. McGillvray, referred to Public Health, Welfare and Safety.
SB 565, introduced by G. Hertz, referred to State Administration.
SB 566, introduced by G. Hertz, referred to State Administration.

The following Senate bill, previously introduced, was referred to committee:

SB 551, introduced by C. Pope, referred to Taxation.

The following House bill was introduced, read first time, and referred to committee:

HB 709, introduced by J. Gillette, referred to Judiciary.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Trebas in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 302 - Senator Small moved **HB 302** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 38

Nays: Emrich, Esp, Fuller, Glimm, Hinebauch, Lang, Lenz, Manzella, McGillvray, Molnar, Noland, Regier K.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 450 - Senator Usher moved **HB 450** be concurred in.

HB 450 - Senator Friedel moved **HB 450**, second reading copy, be amended with HB0450.002.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 450, as amended, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Salomon, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Tempel, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 665 - Senator Lenz moved **HB 665** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland,

O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Hinebauch, Manzella, McGillvray.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 710 - Senator Gillespie moved **HB 710** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Emrich, Hinebauch, Lenz, Manzella, Olsen, Regier K.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 525 - Senator Usher moved **HB 525** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 211 - Senator Mandeville moved **HB 211** be concurred in.

HB 211 - Senator Dunwell moved **HB 211**, second reading copy, be amended with HB0211.002.003. Amendment **not adopted** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 211 - Thereupon, the Senate reverted to the original motion of Senator Mandeville which passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 38

Nays: Curdy, Dunwell, Ellis, Fox, Gross, Hayman, Kelker, McClafferty, Morigeau, O'Brien, Olsen, Webber.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 506 - Senator Hertz moved **SB 506** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 46

Nays: Emrich, Esp, Regier K, Welborn.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 507 - Senator Zolnikov moved **SB 507** do pass.

SB 507 - Senator Hertz moved **SB 507**, second reading copy, be amended with SB0507.002.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 507, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 510 - Majority Leader Fitzpatrick moved **SB 510** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 43

Nays: Esp, Hayman, Lynch, McGillvray, Molnar, Tempel, Welborn.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 99 - **House Amendments** - Senator Fuller moved do concur in House amendments to **SB 99**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,

Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Vermeire, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 6 - **Governor's Amendments** - Senator Gross moved do not concur in House amendments to **SB 6**. Motion **failed** as follows:

Yeas: Bartel, Bogner, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Glimm, Gross, Hayman, Lynch, McClafferty, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Small, Usher, Webber.
Total 22

Nays: Beard, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Regier K, Sales, Salomon, Tempel, Trebas, Vance, Vermeire, Welborn, Zolnikov.
Total 28

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 217 - Senator Fuller moved **HB 217** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 290 - Senator McClafferty moved **HB 290** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 596 - Senator Noland moved **HB 596** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Gross, Lynch, McClafferty, Olsen.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 6 – **Governor's Amendments** - Majority Leader Fitzpatrick explained a positive result cannot be obtained from a negative vote on a negative motion. Senate rule S50-180(2) requires a motion made in second reading to be disposed of by a positive vote.

Majority Leader Fitzpatrick moved do concur in Governor's amendments to **SB 6**. Motion **failed** as follows:

Yeas: Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Zolnikov.
Total 23

Nays: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Glimm, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Usher, Webber, Welborn.
Total 27

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Trebas moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Emrich, Esp, Mandeville.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

HB 161, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 518, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber, Welborn.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 805, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 117, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Lang, Lynch, Mandeville, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 42

Nays: Fox, Glimm, Kelker, Lenz, Manzella, McClafferty, McGillvray, Olsen.
Total 8

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 171, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Glimm.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 134, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 186, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Emrich, Esp, Glimm.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 224, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Esp, McGillvray.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 246, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 274, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 291, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 295, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch,

Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 299, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Emrich.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 316, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 46

Nays: Gross, Hayman, Olsen, Webber.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 635, concurred in as follows:

Yeas: Bartel, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 29

Nays: Beard, Bogner, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lenz, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Trebas, Vance.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 176, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to indefinitely postpone the **Governor's Amendments to SB 6**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Tempel, Usher, Webber, Welborn.
Total 29

Nays: Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Regier K, Sales, Salomon, Small, Trebas, Vance, Vermeire, Zolnikov, Mr. President.
Total 21

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved to re-refer **SB 506**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **SB 507**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **SB 510**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 217**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved the Senate accede to the request of the House and authorize the President to appoint a Conference Committee on **HB 185**. Without objection, so ordered.

President Ellsworth appointed Senator Welborn, chair, and Senators Lang and Lynch.

Senator Mandeville moved the Senate reconsider its action on the indefinite postponement of the **Governor's Amendments to SB 6**. Senator Mandeville withdrew his motion.

UNFINISHED BUSINESS

Senator Glimm moved that the following undersigned name be **ADDED** as sponsor to **SB 556:** Senator McGillvray.

Without objection, so ordered.

Senator Gross moved that the following undersigned names be **ADDED** as sponsors to **SB 516:** Senators Cuffe, Hertz, Lenz, Sales, and Vermeire. Representatives Bertoglio, Binkley, Dooling, Hawk, Hopkins, Kerr-Carpenter, Sprunger, and Vinton.

Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 03/29/2023, the 63rd legislative day. Motion carried.

Senate adjourned at 3:03 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
SIXTY-THIRD LEGISLATIVE DAY

Helena, Montana — Senate Chambers
March 29, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. Forty-nine members present. Senator Zolnikov excused. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 506, SB 510, SB 552, SB 553, SB 554, SB 555, SB 556, SB 557, SB 558, SB 559, SB 560, SB 561, SB 562, SB 563, SB 564, SB 565, SB 566, HB 211, HB 217, HB 264, HB 290, HB 302, HB 377, HB 458, HB 459, HB 497, HB 525, HB 531, HB 585, HB 586, HB 596, HB 641, HB 663, HB 665, HB 710, HJ 9, HJ 14**.
Correctly engrossed: **SB 507, SR 63, HB 450**.
Examined by sponsor and found to be correct: **SB 1, SB 5, SB 39, SB 48, SB 57, SB 69, SJ 7**.
Transmitted to the House: **HB 117, HB 134, HB 161, HB 171, HB 186, HB 224, HB 246, HB 274, HB 291, HB 295, HB 299, HB 316, HB 518, HB 635, HB 805**.
Correctly enrolled: **SJ 7**.
Signed by the Secretary of the Senate at 6:30 a.m., March 27, 2023: **SB 98, SB 111, SB 120, SR 31, SR 32, SR 33, SR 35, SR 43, SR 47, SR 51, SR 56, SR 57**.
Signed by the President at 9:00 a.m., March 29, 2023: **SB 98, SB 111, SB 120, SR 31, SR 32, SR 33, SR 35, SR 43, SR 47, SR 51, SR 56, SR 57**.
Delivered to the Secretary of State at 12:11 p.m., March 29, 2023: **SR 31, SR 32, SR 33, SR 35, SR 43, SR 47, SR 51, SR 56, SR 57**.

REPORTS OF STANDING COMMITTEES

AGRICULTURE, LIVESTOCK AND IRRIGATION (Lang, Chair) — 03/28/2023
SR 64, be adopted.
HB 158, be concurred in.
HB 159, be concurred in.
HB 388, be concurred in.
HB 418, be concurred in.
HB 738, be amended with HB0738.001.001 and, as amended, be concurred in.
HB 767, be concurred in.

EDUCATION AND CULTURAL RESOURCES (Salomon, Chair) — 03/27/2023
HB 91, be amended with HB0091.002.002 and, as amended, be concurred in.

FINANCE AND CLAIMS (Esp, Chair) — 03/28/2023
SB 536, do pass.
HB 292, be concurred in.
HB 311, be concurred in.
HB 426, be concurred in.

FISH AND GAME (Hinebauch, Chair) 03/28/2023
SB 533, do pass.

HIGHWAYS AND TRANSPORTATION (Manzella, Chair) 03/28/2023
HB 809, be concurred in.

JUDICIARY (Regier, Chair) 03/28/2023
HB 410, be concurred in.
HB 425, be concurred in.
HB 436, be amended with HB0436.002.001 and, as amended, be concurred in.
HB 584, be concurred in.
HB 598, be concurred in.
HB 614, be amended with HB0614.002.001 and, as amended, be concurred in.

Without objection, committee reports were adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate bill concurred in and returned to the Senate:
03/28/2023

SB 53, introduced by M. Lang

Senate amendments to House bill concurred in: 03/28/2023

HB 176, introduced by S. Galloway

House bills passed and transmitted to the Senate for concurrence: 03/28/2023

HB 137, introduced by G. Oblander
HB 220, introduced by J. Kassmier
HB 383, introduced by T. France
HB 791, introduced by C. Sprunger

HB 334 - The House failed to concur in Senate amendments to **HB 334**, authorized the Speaker to appoint the following Conference Committee, and requested that the Senate appoint a like committee to confer on Senate amendments to **HB 334**: 03/28/2023

Bishop, L.
Ler, B.
Regier, A.

FIRST READING AND COMMITMENT OF BILLS

The following Senate resolution was introduced, read first time, and referred to committee:

SR 69, introduced by A. Olsen, D. Salomon, E. McClafferty, K. Regier, B. Molnar, G. Hertz, D. Lenz, R. Lynch, W. Curdy, M. Dunwell, J. Ellis, D. Hayman, W. McKamey, C. Pope, S. Webber, D. Fern, J. Trebas, B. Usher, S. Morigeau, J. Small, J. Gross, J. Ellsworth, J. Fuller, E. Kerr-Carpenter, B. Gillespie, M. Marler, C. Keogh, P. Flowers, M. Fox, L. Brewster, C. Friedel, L. Deming, J. Bergstrom, referred to State Administration.

The following House bills were introduced, read first time, and referred to committee:

HB 137, introduced by G. Oblander (by request of the Department of Labor and Industry), referred to Business, Labor, and Economic Affairs.
HB 220, introduced by J. Kassmier, referred to Energy and Telecommunications.
HB 383, introduced by T. France, J. Windy Boy, J. Welborn, S. Webber, S. Gunderson, D. Loge, R. Fitzgerald, M. Marler, P. Flowers, M. Yakawich, G. Parry, L. Deming, G. Kmetz, P. Green, D. Baum, referred to Fish and Game.
HB 791, introduced by C. Sprunger, F. Smith, E. Buttrey, D. Salomon, S. Fitzpatrick, J. Windy Boy, S. Stewart Peregoy, C. Glimm, G. Hertz, J. Hinkle, Z. Perry, D. Fern, R. Fitzgerald, F. Anderson, C. Knudsen, B. Usher, S. Vinton, T. Welch, J. Small, J. Ellsworth, N. Duram, J. Dooling, T. Running Wolf, J. Kassmier, D. Bedey, B. Ler, B. Phalen, K. Zolnikov, B. Mitchell, L. Reksten, P. Fielder, S. Kerns, J. Schillinger, K. Seekins-Crowe, M. Malone, M. Bertoglio, D. Hawk, M. Binkley, S. Essmann, T. Brockman, T. Smith, N. Nicol, L. Deming, T. Falk, G. Nikolakakos, G. Kmetz, D. Baum, B. Barker, J. Fitzpatrick, referred to Judiciary.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Friedel in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 47- Senate Majority Leader moved consideration of **HB 47** be passed for the day. Without objection, so ordered.

HB 777- Majority Leader Fitzpatrick moved consideration of **HB 777** be passed for the day. Without objection, so ordered.

SB 402 - Senator Curdy moved **SB 402** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Welborn, Zolnikov.
Total 35

Nays: Brown, Cuffe, Emrich, Esp, Fuller, Glimm, Hertz, Hinebauch, Lenz, Manzella, Mr. President, Noland, Regier K, Usher, Vance.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 47 - Senator Manzella moved **SB 47** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Welborn, Zolnikov.
Total 41

Nays: Emrich, Glimm, Hinebauch, Lenz, Mandeville, Noland, Regier K, Usher, Vance.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 250 - Senator Manzella moved **SB 250** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 37

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, Kelker, McClafferty, O'Brien, Olsen, Pope, Webber.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 253 - Senator Hertz moved **SB 253** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 243 - Senator Emrich moved **HB 243** be concurred in. Motion carried as follows:

Yeas: Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Bartel, Beard, Vance.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 513 - Senator Lenz moved **HB 513** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Hayman, Sales.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 227 - Senator Glimm moved **HB 227** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Olsen, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 42

Nays: Boldman, Ellis, Hayman, Lynch, Morigeau, O'Brien, Pope, Webber.
Total 8

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 417 - Senator Gross moved **HB 417** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 82 - Majority Leader Fitzpatrick moved **HB 82** be concurred in. Motion carried as follows:

Yeas: Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 42

Nays: Bartel, Bogner, Emrich, Gross, Lenz, Mandeville, Olsen, Zolnikov.
Total 8

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 510 - Senator Ellis moved **HB 510** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Emrich, Fitzpatrick, Mandeville.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 536 - Senator McKamey moved **HB 536** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 45

Nays: Bogner, Emrich, Mandeville, Olsen, Zolnikov.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 505 - Senator Cuffe moved **HB 505** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Hayman.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 367 - Senator Salomon moved **HB 367** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz,

Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Esp, Glimm, Manzella.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 50 - **House Amendments** - Senator Bartel moved do concur in House amendments to **SB 50**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Friedel moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 99, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

HB 211, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Ellis, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 39

Nays: Curdy, Dunwell, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, O'Brien, Olsen.
Total 10

Voted absentee: None.
Total 0

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

HB 290, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

HB 302, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 37

Nays: Emrich, Fuller, Glimm, Hinebauch, Lang, Lenz, Manzella, McGillvray, Molnar, Noland, Regier K, Salomon.
Total 12

Voted absentee: None.
Total 0

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

HB 525, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

HB 596, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

HB 665, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang,

Lenz, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 46

Nays: Hinebauch, Manzella, McGillvray.
Total 3

Voted absentee: None.
Total 0

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

HB 710, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 44

Nays: Lenz, Manzella, McKamey, Olsen, Regier K.
Total 5

Voted absentee: None.
Total 0

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 253**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 243**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 82**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved the Senate accede to the request of the House and authorize the President to appoint a Conference Committee on **HB 334**. Without objection, so ordered. President Ellsworth appointed Senator Salomon, chair, and Senators Hertz and O'Brien.

Majority Leader Fitzpatrick moved the Senate accede to the request of the House and authorize the President to appoint a Conference Committee on **HB 185**. Without objection, so ordered. President Ellsworth appointed Senator Welborn, chair, and Senators Lang and Lynch.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 03/30/2023, the 64th legislative day. Motion carried.

Senate adjourned at 2:08 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
SIXTY-FOURTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
March 30, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. Forty-eight members present. Senators Bogner and Zolnikov, excused. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 47, SB 250, SB 253, SB 402, SB 533, SB 536, HB 82, HB 158, HB 159, HB 227, HB 243, HB 292, HB 311, HB 367, HB 388, HB 410, HB 417, HB 418, HB 425, HB 426, HB 505, HB 510, HB 513, HB 536, HB 584, HB 598, HB 767, HB 809**.
Correctly engrossed: **SB 513, SB 529, SB 564, HB 91, HB 203, HB 231, HB 245, HB 289, HB 381, HB 436, HB 446, HB 556, HB 567, HB 614, HB 619, HB 738**.
Transmitted to the House: **HB 211, HB 290, HB 302, HB 525, HB 596, HB 665, HB 710**.

REPORTS OF STANDING COMMITTEES

EDUCATION AND CULTURAL RESOURCES (Salomon, Chair) 03/29/2023
HB 36, be concurred in.
HB 203, be amended with HB0203.002.002 and, as amended, be concurred in.
HB 231, be amended with HB0231.001.001 and, as amended, be concurred in.
HB 245, be amended with HB0245.002.001 and, as amended, be concurred in.
HB 257, be concurred in.

FINANCE AND CLAIMS (Esp, Chair) 03/29/2023
SB 122, do pass.
HB 188, be concurred in.
HB 457, be concurred in.

JUDICIARY (Regier, Chair) 03/29/2023
SR 65, be adopted.

LOCAL GOVERNMENT (Friedel, Chair) 03/29/2023
SB 528, do pass.
SB 529, introduced bill, be amended with SB0529.001.001 and, as amended, do pass.
SB 530, do pass.
SB 549, do pass.
HB 675, be concurred in.
HB 703, be concurred in.

NATURAL RESOURCES (Welborn, Chair) 03/29/2023
HB 289, be amended with HB0289.002.002 and, as amended, be concurred in.

PUBLIC HEALTH, WELFARE AND SAFETY (McGillvray, Chair) 03/29/2023
SB 563, do pass.
SB 564, introduced bill, be amended with SB0564.001.001 and, as amended, do pass.
HB 422, be concurred in.
HB 446, be amended with HB0446.001.001 and, as amended, be concurred in.
HB 556, be amended with HB0556.002.003 and, as amended, be concurred in.
HB 557, be concurred in.
HB 567, be amended with HB0567.001.001 and, as amended, be concurred in.
HB 619, be amended with HB0619.002.001 and, as amended, be concurred in.

TAXATION (Hertz, Chair) 03/29/2023
SB 513, introduced bill, be amended with SB0513.001.001 and, as amended, do pass.
SB 540, do pass.
SB 550, do pass.

Without objection, committee reports were adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate Bills concurred in and returned to the Senate: 03/29/2023

SB 58, introduced by S. Hinebauch
SB 77, introduced by S. Morigeau
SB 159, introduced by B. Beard
SB 215, introduced by S. Fitzpatrick

Senate bill concurred in as amended and returned to the Senate for concurrence in House amendments: 03/29/2023

SB 86, introduced by S. Morigeau

House bills passed and transmitted to the Senate for concurrence: 03/29/2023

HB 449, introduced by A. Buckley
HB 487, introduced by J. Kassmier
HB 496, introduced by K. Walsh
HB 823, introduced by D. Loge

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committee:

HB 449, introduced by A. Buckley, E. Buttrey, D. Salomon, T. Welch, D. Harvey, D. Bedey, G. Nikolakakos, referred to Public Health, Welfare and Safety.
HB 487, introduced by J. Kassmier, referred to Agriculture, Livestock and Irrigation.

HB 496, introduced by K. Walsh, F. Anderson, T. Welch, R. Marshall, G. Oblander, referred to Taxation.
HB 823, introduced by D. Loge, referred to Taxation.

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 513**, reported out of the Taxation Committee, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **SB 529**, reported out of the Local Government Committee, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **SB 530**, reported out of the Local Government Committee, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **SB 549**, reported out of the Local Government Committee, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **SB 550**, reported out of the Taxation Committee, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **SB 555** from the Judiciary Committee to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **SB 516** from the Business, Labor and Economic Affairs Committee, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 449** from the Public Health, Welfare, and Safety Committee to the Business, Labor, and Economic Affairs Committee. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Senator Esp announced the Finance and Claims Committee will meet at 8:00 a.m., March 31, 2023. The agenda will include Senate bills referred to the Finance and Claims Committee under Order of Business 9, Motions.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Lenz in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 459 - Senator McKamey moved **HB 459** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 497 - Senator McKamey moved **HB 497** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 62 - Senator Welborn moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 62**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch,

Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 63 - Senator Welborn moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 63**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 270 - Senator Lang moved **HB 270** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 586 - Senator Usher moved **HB 586** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 641 – Senator Morigeau moved **HB 641** be concurred in. Motion **failed** as follows:

Yeas: Bogner, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Webber, Welborn, Zolnikov.
Total 21

Nays: Bartel, Beard, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Mr. President.
Total 29

Voted absentee: Bogner, Zolnikov, Aye.

Excused: Bogner, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

Vote totals include a change of vote from No to Yes made by Senator Zolnikov under Order of Business 9, Motions.

HB 641 – Majority Leader Fitzpatrick moved **HB 641** be indefinitely postponed. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Flowers, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Noland, Regier K, Salomon, Small, Trebas, Usher, Vance, Vermeire, Mr. President.
Total 30

Nays: Curdy, Dunwell, Ellis, Fitzpatrick, Fox, Friedel, Gross, Hayman, Lang, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Tempel, Webber, Welborn, Zolnikov.
Total 20

Voted absentee: Bogner, Aye; Zolnikov, No.

Excused: Bogner, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 377 - Senator O'Brien moved **HB 377** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lenz, Lynch, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 40

Nays: Bartel, Brown, Glimm, Hinebauch, Lang, Mandeville, Manzella, McGillvray, Molnar, Noland.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 458 - Senator McClafferty moved **HB 458** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 531 - Senator Fuller moved **HB 531** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJ 9 - Senator Fuller moved **HJ 9** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Esp.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 593 - Senator Curdy moved **HB 593** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Glimm, Salomon.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 381 - Senator Gross moved **HB 381** be concurred in.

HB 381 - Senator Regier moved **HB 381**, second reading copy, be amended with HB0381.002.002. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Webber.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 381, as amended, concurred in as follows:

Yeas: Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 42

Nays: Bartel, Boldman, Emrich, Esp, Glimm, Lynch, Mandeville, Morigeau.
Total 8

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

President Ellsworth assumed the chair.

HB 313 - Senator Lenz moved **HB 313** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 39

Nays: Boldman, Cuffe, Ellis, Flowers, Fox, Gross, Hayman, Lynch, Morigeau, Olsen, Pope.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 392 - Senator Lenz moved **HB 392** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bogner, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

HB 450, concurred in as follows:

Yeas: Bartel, Beard, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Salomon, Small, Trebas, Usher, Vance, Vermeire.
Total 29

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Tempel, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: Bogner, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

SB 50, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bogner, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

SB 250 passed as follows:

Yeas: Bartel, Beard, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey,

Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn.
Total 35

Nays: Boldman, Curdy, Dunwell, Ellis, Fox, Gross, Hayman, Kelker, McClafferty, O'Brien, Olsen, Pope, Webber.
Total 13

Voted absentee: None.
Total 0

Excused: Bogner, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

SB 47 passed as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Welborn.
Total 38

Nays: Emrich, Esp, Friedel, Glimm, Hinebauch, Lenz, Mandeville, Regier K, Usher, Vance.
Total 10

Voted absentee: None.
Total 0

Excused: Bogner, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

SB 402 passed as follows:

Yeas: Bartel, Beard, Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Welborn.
Total 33

Nays: Brown, Cuffe, Emrich, Esp, Fuller, Glimm, Hertz, Hinebauch, Lenz, Manzella, Molnar, Noland, Regier K, Usher, Vance.
Total 15

Voted absentee: None.
Total 0

Excused: Bogner, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 292, concurred in as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 47

Nays: Emrich.
Total 1

Voted absentee: None.
Total 0

Excused: Bogner, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 311, concurred in as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 47

Nays: Emrich.
Total 1

Voted absentee: None.
Total 0

Excused: Bogner, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 426, concurred in as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bogner, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 227, concurred in as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 47

Nays: Hayman.
Total 1

Voted absentee: None.
Total 0

Excused: Bogner, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 367, concurred in as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 47

Nays: Glimm.
Total 1

Voted absentee: None.
Total 0

Excused: Bogner, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 417, concurred in as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bogner, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 505, concurred in as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 48

Nays: None.
Total 0
Voted absentee: None.
Total 0

Excused: Bogner, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 510, concurred in as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber.
Total 42

Nays: Emrich, Fitzpatrick, Hertz, Mandeville, Tempel, Welborn.
Total 6

Voted absentee: None.
Total 0

Excused: Bogner, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 513, concurred in as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bogner, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 536, concurred in as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 47

Nays: Molnar.
Total 1

Voted absentee: None.
Total 0

Excused: Bogner, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Small, Chair) 03/30/2023
SB 516, do pass.
SB 531, introduced bill, be amended with SB0531.001.001 and, as amended, do pass.
SB 535, do pass.
SB 538, do pass.
SB 543, introduced bill, be amended with SB0543.001.001 and, as amended, do pass.
SB 544, do pass.
SB 557, do pass.

FINANCE AND CLAIMS (Esp, Chair) 03/30/2023
SB 160, introduced bill, be amended with SB0160.002.003 and, as amended, do pass.
SB 253, do pass.
SB 442, introduced bill, be amended with SB0442.001.006 and, as amended, do pass.
SB 506, do pass.
SB 507, do pass.
SB 510, do pass.

LOCAL GOVERNMENT (Friedel, Chair) 03/29/2023
SB 523, introduced bill, be amended with SB0523.001.006 and, as amended, do pass.

STATE ADMINISTRATION (Cuffe, Chair) 03/29/2023
SB 534, do pass.

TAXATION (Hertz, Chair) 03/30/2023
SB 14, introduced bill, be amended with SB0014.001.011 and, as amended, do pass.
SB 449, introduced bill, be amended with SB0449.001.001 and, as amended, do pass.
SB 511, introduced bill, be amended with SB0511.001.001 and, as amended, do pass.
SB 522, introduced bill, be amended with SB0522.001.002 and, as amended, do pass.
SB 548, do pass.
SB 554, do pass.

Without objection, the committee reports were adopted.

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 270**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 377**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 381**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **SB 14**, reported out of the Taxation Committee, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **SB 522**, reported out of the Taxation Committee, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **SB 449**, reported out of the Taxation Committee, to the Finance and Claims Committee. Without objection, so ordered.

Senator McGillvray moved the Senate reconsider its action on **HB 641**, indefinitely postponed this date, and that **HB 641** be placed on second reading the next legislative day. Motion carried as follows:

Yeas: Boldman, Brown, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gross, Hertz, Kelker, Lang, Lenz, McClafferty, McGillvray, McKamey, Morigeau, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Mr. President.
Total 33

Nays: Bartel, Beard, Cuffe, Emrich, Fuller, Gillespie, Glimm, Hayman, Hinebauch, Lynch, Mandeville, Manzella, Molnar, Regier K, Trebas.
Total 15

Voted absentee: None.

Excused: Bogner, Zolnikov.
Total 2

Absent or not voting: None.
Total 0
Senator Esp moved that Senator Zolnikov's second reading vote on **HB 641** be changed from from No to Yes. Without objection, so ordered.

UNFINISHED BUSINESS

Senator Trebas moved that the following undersigned name be **ADDED** as sponsor to **SB 548:** Senator Dunwell

Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 03/31/2023, the 65th legislative day. Motion carried.

Senate adjourned at 2:08 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
SIXTY-FIFTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
March 31, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. Forty-nine members present. Senator Bogner, excused. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 122, SB 253, SB 506, SB 507, SB 510, SB 528, SB 530, SB 535, SB 538, SB 540, SB 544, SB 549, SB 550, SB 554, SB 557, SB 563, SR 65, HB 36, HB 188, HB 257, HB 270, HB 313, HB 377, HB 392, HB 422, HB 457, HB 458, HB 459, HB 497, HB 531, HB 557, HB 586, HB 593, HB 641, HB 675, HB 703, HJ 9**.
Correctly engrossed: **SB 14, SB 160, SB 442, SB 449, SB 511, SB 516, SB 522, SB 523, SB 531, SB 534, SB 543, SB 548**.
Transmitted to the House: **SB 47, SB 250, SB 402, HB 227, HB 292, HB 311, HB 367, HB 417, HB 426, HB 450, HB 505, HB 510, HB 513, HB 536**.
Signed by the Secretary of the Senate at 10:45 a.m., March 30, 2023: **SB 1, SB 5, SB 39, SB 48, SB 57, SB 69, SJ 7**.
Signed by the President at 10:25 a.m., March 31, 2023: **SB 1, SB 5, SB 39, SB 48, SB 57, SB 69, SJ 7**.

REPORTS OF STANDING COMMITTEES

AGRICULTURE, LIVESTOCK AND IRRIGATION (Lang, Chair) 03/30/2023
SB 561, do pass.
HB 276, be concurred in.

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Small, Chair) 03/30/2023
HB 72, be concurred in.
HB 101, be concurred in.
HB 154, be concurred in.
HB 314, be amended with HB0314.002.001 and, as amended, be concurred in.
HB 371, be concurred in.
HB 379, be concurred in.
HB 427, be concurred in.
HB 550, be concurred in.
HB 578, be concurred in.
HB 615, be concurred in.
HB 758, be amended with HB0758.001.003 and, as amended, be concurred in.

ENERGY AND TELECOMMUNICATIONS (Sales, Chair) 03/30/2023
SR 59, be adopted.
HB 284, be amended with HB0284.002.002 and, as amended, be concurred in.

FINANCE AND CLAIMS (Esp, Chair) 03/31/2023
SB 298, do pass.
SB 334, introduced bill, be amended with SB0334.001.001 and, as amended, do pass.
SB 529, do pass.
SB 549, do pass.
SB 550, do pass.
HB 81, be concurred in.

HIGHWAYS AND TRANSPORTATION (Manzella, Chair) 03/30/2023
SB 521, introduced bill, be amended with SB0521.001.001 and, as amended, do pass.
HB 622, be amended with HB0622.001.001 and, as amended, be concurred in.
HB 664, be concurred in.
HB 764, be amended with HB0764.002.001 and, as amended, be concurred in.

JUDICIARY (Regier, Chair) 03/30/2023
SB 272, do pass.
SB 518, do pass.
SB 524, introduced bill, be amended with SB0524.001.001 and, as amended, do pass.
SB 555, do pass.
SB 559, do pass.
HB 309, be concurred in.
HB 361, be concurred in.
HB 661, be concurred in.
HB 689, be amended with HB0689.001.001 and, as amended, be concurred in.
HB 695, be concurred in.
HB 721, be concurred in.
HB 786, be concurred in.

STATE ADMINISTRATION (Cuffe, Chair) 03/29/2023
HB 63, be amended with HB0063.001.005 and, as amended, be concurred in.
HB 107, be concurred in.
HB 190, be concurred in.
HB 298, be concurred in.
HB 306, be concurred in.
HB 329, be concurred in.
HB 335, be concurred in.
HB 384, be concurred in.
HB 712, be concurred in.
HB 754, be amended with HB0754.001.001 and, as amended, be concurred in.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 03/30/2023

HB 6, introduced by M. Hopkins
HB 7, introduced by M. Hopkins
HB 8, introduced by M. Hopkins

HB 9, introduced by M. Hopkins
HB 10, introduced by M. Hopkins
HB 11, introduced by J. Fitzpatrick
HB 152, introduced by B. Mercer
HB 352, introduced by B. Barker
HB 423, introduced by A. Regier

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committee:

HB 6, introduced by M. Hopkins, J. Fitzpatrick (by request of the Department of Natural Resources and Conservation), referred to Finance and Claims.
HB 7, introduced by M. Hopkins, J. Fitzpatrick (by request of the Department of Natural Resources and Conservation), referred to Finance and Claims.
HB 8, introduced by M. Hopkins, J. Fitzpatrick (by request of the Department of Natural Resources and Conservation), referred to Finance and Claims.
HB 9, introduced by M. Hopkins (by request of the Office of Budget and Program Planning), referred to Finance and Claims.
HB 10, introduced by M. Hopkins (by request of the Office of Budget and Program Planning), referred to Finance and Claims.
HB 11, introduced by J. Fitzpatrick (by request of the Office of Budget and Program Planning), referred to Finance and Claims.
HB 152, introduced by B. Mercer (by request of the Department of Labor and Industry), referred to Business, Labor, and Economic Affairs.
HB 352, introduced by B. Barker, D. Salomon, J. Windy Boy, D. Zolnikov, J. Small, N. Duram, J. Dooling, J. Kassmier, B. Ler, L. Brewster, K. Zolnikov, B. Mitchell, L. Reksten, M. Bertoglio, M. Thane, M. Yakawich, T. Brockman, L. Deming, C. Sprunger, G. Nikolakakos, J. Bergstrom, P. Green, M. Romano, J. Karlen, B. Carter, referred to Education and Cultural Resources.
HB 423, introduced by A. Regier, B. Usher, B. Ler, referred to Judiciary.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Curdy in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 533 - Majority Leader Fitzpatrick moved consideration of **SB 533** be moved to the top of the board. Without objection, so ordered.

SB 533 - Senator Noland moved **SB 533** do pass.

SB 533 - Senator Noland moved **SB 533**, second reading copy, be amended with SB0533.001.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Fox, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Manzella, McGillvray, Mr. President, Noland, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 29

Nays: Boldman, Dunwell, Ellis, Flowers, Friedel, Gross, Hayman, Kelker, Lang, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Webber, Welborn.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 533, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Manzella, O'Brien.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senator Noland excused at this time.

HB 641 - Senator Morigeau moved **HB 641** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland,

O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Emrich, Gillespie, Lynch, Molnar, Trebas.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 536 - Senator Hertz moved **SB 536** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Brown, Cuffe, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Noland, Regier K, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 27

Nays: Bogner, Boldman, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Webber, Welborn.
Total 23

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 64 - Senator Lang moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 64**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 560 - Senator Emrich moved **HB 560** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 41

Nays: Dunwell, Flowers, Lynch, McClafferty, O'Brien, Olsen, Pope, Sales, Webber.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 639 - Senator Brown moved **HB 639** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 777 - Senator Small moved **HB 777** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Beard, Esp, Manzella, Olsen.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 158 - Senator McKamey moved **HB 158** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 159 - Senator Welborn moved **HB 159** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Olsen.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 388 - Senator Bartel moved **HB 388** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 418 - Senator Lang moved **HB 418** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch,

Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 738 - Senator Welborn moved **HB 738** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Emrich.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 767 - Senator O'Brien moved **HB 767** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 91 - Senator Small moved **HB 91** be concurred in. Motion carried as follows:

Yeas: Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Zolnikov.
Total 33

Nays: Bartel, Beard, Brown, Emrich, Esp, Fuller, Glimm, Hinebauch, Lang, Lenz, Manzella, McGillvray, Noland, Regier K, Trebas, Usher, Welborn.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 809 - Senator Dunwell moved **HB 809** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 584 - Senator Trebas moved **HB 584** be concurred in.

HB 584 - Senator Olsen moved **HB 584**, second reading copy, be amended with HB0584.002.002. Amendment **not adopted** as follows:

Yeas: Boldman, Cuffe, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Small, Webber.
Total 16

Nays: Bartel, Beard, Bogner, Brown, Curdy, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Voted absentee: None.
Total 0

Excused: Noland.
Total 1

Absent or not voting: None.
Total 0

HB 584 - Thereupon, the Senate reverted to the original motion of Senator Trebas which passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 425 - Senator Gross moved **HB 425** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 264 - Senator McKamey moved **HB 264** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 47

Nays: Esp, Lang, Welborn.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 663 - Senator Fox moved **HB 663** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Esp.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 585 - Senator Hayman moved **HB 585** be concurred in. Motion carried as follows:

Yeas: Beard, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Small, Tempel, Usher, Vance, Webber, Zolnikov.
Total 26

Nays: Bartel, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Noland, Regier K, Salomon, Trebas, Vermeire, Welborn.
Total 24

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJ 14 - Senator Cuffe moved **HJ 14** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Curdy moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bogner, Noland.
Total 2

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

HB 188, concurred in as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bogner.
Total 1

Absent or not voting: None.
Total 0

HB 457, concurred in as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bogner.
Total 1

Absent or not voting: None.
Total 0

HB 313, concurred in as follows:

Yeas: Bartel, Beard, Brown, Cuffe, Dunwell, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 36

Nays: Boldman, Curdy, Ellis, Flowers, Fox, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 13

Voted absentee: None.
Total 0

Excused: Bogner.
Total 1

Absent or not voting: None.
Total 0

HB 392, concurred in as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bogner.
Total 1

Absent or not voting: None.
Total 0

HB 458, concurred in as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Esp.
Total 1

Voted absentee: None.
Total 0

Excused: Bogner.
Total 1

Absent or not voting: None.
Total 0

HB 459, concurred in as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bogner.
Total 1

Absent or not voting: None.
Total 0

HB 497, concurred in as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bogner.
Total 1

Absent or not voting: None.
Total 0

HB 531, concurred in as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bogner.
Total 1

Absent or not voting: None.
Total 0

HB 586, concurred in as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bogner.
Total 1

Absent or not voting: None.
Total 0

HB 593, concurred in as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Glimm, Mandeville, Salomon.
Total 3

Voted absentee: None.
Total 0

Excused: Bogner.
Total 1

Absent or not voting: None.
Total 0

HJ 9, concurred in as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Gross.
Total 1

Voted absentee: None.
Total 0

Excused: Bogner.
Total 1

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 533**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 91**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Senator O'Brien moved that **SB 15** be taken from the Taxation Committee and placed on second reading on Monday, April 3, 2023. Motion **failed** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Trebas, Welborn, Zolnikov.
Total 21

Nays: Bartel, Beard, Brown, Cuffe, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Mr. President.
Total 26

Voted absentee: None.

Excused: Bogner, Noland, Webber.
Total 3

Absent or not voting: None.
Total 0

Senator Hayman moved that **SB 517** be taken from the Taxation Committee and placed on second reading on Monday, April 3, 2023. Motion **failed** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber, Welborn, Zolnikov.
Total 21

Nays: Bartel, Beard, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Mr. President.
Total 27

Voted absentee: None.

Excused: Bogner, Noland.
Total 2

Absent or not voting: None.
Total 0

Senator Dunwell moved that **SB 194** be taken from the Taxation Committee and placed on second reading on Monday, April 3, 2023. Motion **failed** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber, Zolnikov.
Total 19

Nays: Bartel, Beard, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Mr. President.
Total 29

Voted absentee: None.

Excused: Bogner, Noland.
Total 2

Absent or not voting: None.
Total

Senator Emrich moved that **SB 449** be taken from the Finance and Claims Committee and placed on second reading on Monday, April 3, 2023. Motion **failed** as follows:

Yeas: Emrich, Hertz, Hinebauch, Lynch, Mandeville, Manzella, McKamey, Molnar, Salomon, Trebas, Zolnikov.
Total 11

Nays: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Kelker, Lang, Lenz, McClafferty, McGillvray, Morigeau, O'Brien, Olsen, Pope, Regier K, Sales, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Mr. President.
Total 37

Voted absentee: None.

Excused: Bogner, Noland.
Total 2

Absent or not voting: None.
Total 0

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Senator Small thanked the Pages for their service this week.

Majority Leader Fitzpatrick moved the Senate adjourn until 10:00 a.m., 04/03/2023, the 66th legislative day. Motion carried.

Senate adjourned at 3:25 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
SIXTY-SIXTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
April 03, 2023 — State Capitol

Senate convened at 10:00 a.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair): April 03, 2023
Mr. President: We, your committee on Bills and Journals, having examined the daily journals for the Twenty-First through Thirtieth legislative days, find the same to be correct.

Correctly printed: **SB 14, SB 160, SB 272, SB 298, SB 442, SB 511, SB 516, SB 518, SB 522, SB 523, SB 529, SB 530, SB 531, SB 533, SB 534, SB 535, SB 536, SB 538, SB 543, SB 544, SB 549, SB 550, SB 554, SB 555, SB 558, SB 559, SB 561, SB 563, SB 564, SB 565, SB 566, SR 59, HB 36, HB 72, HB 81, HB 91, HB 101, HB 107, HB 154, HB 158, HB 159, HB 190, HB 203, HB 257, HB 264, HB 276, HB 287, HB 298, HB 306, HB 309, HB 329, HB 335, HB 361, HB 371, HB 379, HB 384, HB 387, HB 388, HB 418, HB 425, HB 427, HB 550, HB 560, HB 567, HB 578, HB 582, HB 584, HB 585, HB 610, HB 615, HB 619, HB 639, HB 641, HB 655, HB 661, HB 663, HB 664, HB 684, HB 695, HB 707, HB 712, HB 721, HB 733, HB 738, HB 744, HB 745, HB 747, HB 767, HB 777, HB 786, HB 809, HB 811, HJ 14**.
Correctly engrossed: **SB 296, SB 334, SB 521, SB 524, SB 528, SB 533, SB 540, SB 557, HB 63, HB 284, HB 314, HB 622, HB 689, HB 754, HB 758, HB 764, HB 797**.
Transmitted to the House: **HB 188, HB 313, HB 392, HB 457, HB 458, HB 459, HB 497, HB 531, HB 586, HB 593, HJ 9**.
Correctly enrolled: **SB 13, SB 21, SB 36, SB 43, SB 67**.

REPORTS OF STANDING COMMITTEES

FINANCE AND CLAIMS (Esp, Chair) 03/31/2023
SB 14, do pass.
SB 296, introduced bill, be amended with SB0296.002.002 and, as amended, do pass.
SB 516, do pass.
SB 522, do pass.
SB 533, do pass.
SB 555, do pass.
HB 797, be amended with HB0797.001.001 and, as amended, be concurred in.

LOCAL GOVERNMENT (Friedel, Chair) 03/31/2023
SB 558, do pass.

PUBLIC HEALTH, WELFARE AND SAFETY (McGillvray, Chair) 03/31/2023
HB 582, be concurred in.
HB 610, be concurred in.
HB 655, be concurred in.
HB 684, be concurred in.

STATE ADMINISTRATION (Cuffe, Chair) 03/31/2023
SB 565, do pass.
SB 566, do pass.
HB 387, be concurred in.
HB 733, be concurred in.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 04/02/2023

HB 4, introduced by L. Jones
HB 5, introduced by M. Hopkins
HB 12, introduced by M. Hopkins
HB 393, introduced by S. Vinton
HB 549, introduced by F. Anderson
HB 562, introduced by S. Vinton
HB 818, introduced by L. Reksten
HB 845, introduced by J. Karlen
HB 862, introduced by M. Hopkins

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committee:

HB 4, introduced by L. Jones (by request of the Office of Budget and Program Planning), referred to Finance and Claims.
HB 5, introduced by M. Hopkins (by request of the Office of Budget and Program Planning), referred to Finance and Claims.
HB 12, introduced by M. Hopkins (by request of the Office of Budget and Program Planning), referred to Finance and Claims.
HB 393, introduced by S. Vinton, referred to Education and Cultural Resources.
HB 549, introduced by F. Anderson, referred to Education and Cultural Resources.
HB 562, introduced by S. Vinton, referred to Education and Cultural Resources.
HB 818, introduced by L. Reksten, referred to Finance and Claims.
HB 845, introduced by J. Karlen, referred to State Administration.
HB 862, introduced by M. Hopkins, referred to Public Health, Welfare and Safety.

SPECIAL ORDERS OF THE DAY

Senator Small introduced the Pages for the coming week:

Aynsley Bjorge, from Camas, Washington, sponsored by Senator Lang
Savannah Deuter, from Missoula, Montana, sponsored by Senator Olsen
MacGregor Lang, from Denver, Colorado, sponsored by Senator Lang
Riley Munson, from Bozeman, Montana, sponsored by Senator Sales

THIRD READING OF BILLS

SB 122 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Pope, Regier K, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 39

Nays: Dunwell, Ellis, Gross, Hayman, Lynch, Morigeau, Olsen, Sales, Tempel, Webber.
Total 10

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

SB 253 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

SB 298 passed as follows:

Yeas: Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fox, Friedel, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, O'Brien, Regier K, Salomon, Small, Trebas, Usher, Vermeire, Webber, Zolnikov.
Total 27

Nays: Bartel, Beard, Bogner, Curdy, Dunwell, Ellis, Flowers, Fuller, Hayman, Kelker, Lang, Lynch, McClafferty, McKamey, Morigeau, Noland, Olsen, Pope, Sales, Tempel, Vance, Welborn.
Total 22

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

SB 506 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 46

Nays: Esp, Regier K, Welborn.
Total 3

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

SB 507 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

SB 510 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Lynch, Molnar, Tempel.
Total 3

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

SB 536 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, Noland, Regier K, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 28

Nays: Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Webber, Welborn.
Total 21

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

HB 81, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Dunwell, Emrich, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 35

Nays: Curdy, Ellis, Esp, Flowers, Gross, Hayman, Kelker, McClafferty, Molnar, O'Brien, Olsen, Pope, Webber, Welborn.
Total 14

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

HB 158, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

HB 159, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

HB 264, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 46

Nays: Esp, Lang, Welborn.
Total 3

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

HB 388, concurred in as follows:

Yeas: Bartel, Beard, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Bogner, Manzella.
Total 2

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

HB 418, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

HB 425, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

HB 560, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 45

Nays: Hayman, McClafferty, Sales, Welborn.
Total 4

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

HB 584, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, O'Brien, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

HB 585, concurred in as follows:

Yeas: Beard, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber.
Total 25

Nays: Bartel, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Welborn, Zolnikov.
Total 24

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

HB 639, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

HB 641, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen,

Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Emrich, Gillespie, Molnar, Trebas.
Total 4

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

HB 663, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Emrich.
Total 1

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

HB 738, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Emrich.
Total 1

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

HB 767, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

HB 777, concurred in as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 42

Nays: Beard, Esp, Gross, Lang, Manzella, Olsen, Welborn.
Total 7

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

HB 809, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

HJ 14, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 543 - Majority Leader Fitzpatrick moved consideration of **SB 543** be moved to the bottom of the board. Without objection, so ordered.

SB 535 - Senator Lynch moved **SB 535** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 46

Nays: Bogner, Lenz, Mandeville, Zolnikov.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 531 - Senator Salomon moved **SB 531** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Molnar.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 538 - Senator Friedel moved **SB 538** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Emrich, Mandeville, Trebas.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 544 - Senator Curdy moved **SB 544** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Gross, Trebas.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Boldman.
Total 1

SB 557 - Senator Noland moved **SB 557** do pass.

SB 557 - Senator Noland moved **SB 557**, second reading copy, be amended with SB0557.001.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Boldman.
Total 1

SB 557, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Salomon, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 30

Nays: Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Tempel, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

SB 160 - Senator Molnar moved **SB 160** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien,

Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Ellis, Emrich, Mandeville.
Total 3

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

SB 442 - Senator Lang moved **SB 442** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Molnar.
Total 1

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise, report progress, and beg leave to sit again.** Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Ellis, McClafferty, Olsen.
Total 3

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

REPORTS OF STANDING COMMITTEES

FINANCE AND CLAIMS (Esp, Chair) 04/03/2023
SB 530, do pass.

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SB 535**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **SB 538**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 523 - Senator Hertz moved **SB 523** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Salomon, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 30

Nays: Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Small, Tempel, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

SB 528 - Senator Hertz moved **SB 528** do pass.

SB 528 - Senator Mandeville moved **SB 528**, second reading copy, be amended with SB0528.001.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

SB 528, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Morigeau, Mr. President, Noland, Olsen, Regier K, Salomon, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 31

Nays: Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, O'Brien, Pope, Sales, Small, Tempel, Webber, Welborn.
Total 18

Voted absentee: None.
Total 0

Excused: Boldman.
Total 1

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and beg leave to sit again**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.
Majority Leader Fitzpatrick moved the Senate stand in recess until 1:00 p.m., this date. Without objection so ordered.

Senate recessed at 12:00 p.m.

Senate reconvened at 1:02 p.m. President Ellsworth presiding.

REPORTS OF STANDING COMMITTEES

FINANCE AND CLAIMS (Esp, Chair) 04/03/2023
SB 535, do pass.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 563 - Senator Bogner moved **SB 563** do pass. The bill proposes to amend the Montana Constitution and requires a 2/3 vote of the entire Legislature to pass. The bill will continue to third reading and to the House of Representatives with the mathematical possibility of obtaining the necessary 2/3 vote. Second reading vote as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 41

Nays: Friedel, Hayman, Kelker, McClafferty, Molnar, Small, Tempel, Webber, Welborn.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 564 - Senator McGillvray moved **SB 564** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 534 - Senator McGillvray moved **SB 534** do pass. The bill proposes to amend the Montana Constitution and requires a 2/3 vote of the entire Legislature to pass. The bill will continue to third reading and to the House of Representatives with the mathematical possibility of obtaining the necessary 2/3 vote. Second reading vote as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Small, Tempel, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 65 - Senator Regier moved the nomination transmitted by the Chief Justice of the Supreme Court be concurred in and confirmed by the Senate in accordance with **SR 65**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 511 - Senator Zolnikov moved **SB 511** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 28

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Salomon, Small, Webber, Welborn.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 540 - Senator Zolnikov moved **SB 540** do pass.

SB 540 - Senator Zolnikov moved **SB 540**, second reading copy, be amended with SB0540.001.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 540, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 44

Nays: Cuffe, Esp, Lynch, Manzella, Small, Welborn.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 548 - Senator Trebas moved **SB 548** do pass. Motion **failed** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Tempel, Trebas, Webber.
Total 20

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 30

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 548 - Majority Leader Fitzpatrick moved **SB 548** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 40

Nays: Dunwell, Ellis, Hayman, McClafferty, McKamey, Morigeau, Olsen, Pope, Tempel, Webber.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 554 - Senator Hertz moved **SB 554** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 86 - **House Amendments** - Senator Morigeau moved do concur in House amendments to **SB 86**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 36 - Senator Salomon moved **HB 36** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 40

Nays: Beard, Esp, Glimm, Hinebauch, Lenz, Manzella, McGillvray, Molnar, Noland, Trebas.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 203 - Senator Salomon moved **HB 203** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 257 - Senator Salomon moved **HB 257** be concurred in. Motion carried as follows:

Yeas: Bartel, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Zolnikov.
Total 34

Nays: Beard, Bogner, Brown, Emrich, Esp, Fuller, Glimm, Hinebauch, Lenz, Mandeville, McGillvray, Noland, Regier K, Usher, Vance, Welborn.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 567 - Senator Glimm moved **HB 567** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Esp, Glimm.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 619 - Senator Gross moved **HB 619** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 543 - Senator Boldman moved **SB 543** do pass. Motion carried as follows:

Yeas: Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gross, Kelker, Lynch, Mandeville, McKamey, Molnar, Morigeau, Mr. President, Pope, Sales, Salomon, Small, Trebas, Webber, Zolnikov.
Total 26

Nays: Bartel, Beard, Brown, Emrich, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Lang, Lenz, Manzella, McClafferty, McGillvray, Noland, O'Brien, Olsen, Regier K, Tempel, Usher, Vance, Vermeire, Welborn.
Total 24

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and beg leave to sit again.** Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Senate stand in recess until 3:45 p.m., this date. Without objection so ordered.

Senate recessed at 3:08 p.m.

Senate reconvened at 3:48 p.m. President Ellsworth presiding.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 561 - Senator Hinebauch moved **SB 561** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Emrich, McGillvray.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senator Bogner assumed the chair.

SR 59 - Senator Sales moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 59**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 521 - Senator Vance moved **SB 521** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 45

Nays: Dunwell, Ellis, Lynch, Olsen, Webber.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

President Ellsworth reassumed the chair.

SB 334 - Senator Esp moved **SB 334** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 48

Nays: Mandeville, Zolnikov.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 529 - Senator Hertz moved **SB 529** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Dunwell, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 38

Nays: Curdy, Ellis, Flowers, Fox, Hayman, Kelker, McClafferty, Molnar, Olsen, Tempel, Webber, Welborn.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 549 - Senator Hertz moved **SB 549** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Lenz, Mandeville, Manzella, McGillvray, McKamey, Morigeau, Mr. President, Noland, Regier K, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 29

Nays: Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Hinebauch, Kelker, Lang, Lynch, McClafferty, Molnar, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Webber, Welborn.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 550 - Senator Hertz moved **SB 550** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Morigeau, O'Brien, Olsen, Pope, Small, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 555 - Senator Hertz moved **SB 555** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 38

Nays: Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, McClafferty, O'Brien, Olsen, Pope, Webber.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 524 - Senator Hertz moved **SB 524** do pass.

SB 524 - Senator Olsen moved **SB 524**, second reading copy, be amended with SB0524.002.001. Amendment **not adopted** as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Vance, Webber.
Total 20

Nays: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Welborn, Zolnikov.
Total 30

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 524 - Thereupon, the Senate reverted to the original motion of Senator Hertz which passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 272 - Senator Manzella moved **SB 272** do pass. The bill proposes to amend the Montana Constitution and requires a 2/3 vote of the entire Legislature to pass. The bill will continue to third reading and to the House of Representatives with the mathematical possibility of obtaining the necessary 2/3 vote. Second reading vote as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Zolnikov.
Total 23

Nays: Boldman, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn.
Total 27

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 272 - Majority Leader Fitzpatrick moved **SB 272** be **indefinitely postponed**. Motion carried as follows:

Yeas: Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gross, Kelker, Lang, Lenz, Lynch, McClafferty, McGillvray, McKamey, Morigeau, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 34

Nays: Bartel, Bogner, Brown, Emrich, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Mandeville, Manzella, Molnar, Mr. President, Regier K, Zolnikov.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 518 - Senator Manzella moved **SB 518** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Salomon, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 30

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Small, Tempel, Webber, Welborn.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and beg leave to sit again.** Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved that the Senate stand in recess until 5:45 p.m., this date. Without objection so ordered.

Senate recessed at 5:18 p.m.

Senate reconvened at 5:49 p.m. President Ellsworth presiding.

REPORTS OF STANDING COMMITTEES

FINANCE AND CLAIMS (Esp, Chair) 04/03/2023
SB 538, do pass.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 272 - President Ellsworth ruled the earlier motion of the Majority Leader (to indefinitely postpone **SB 272)** out of order. The bill proposes to amend the Montana Constitution and has a

mathematical possibility of obtaining the required 2/3 vote of the entire Legislature to pass. Due to the President's ruling, **SB 272** is not indefinitely postponed and will proceed to third reading.

SB 559 - Senator Trebas moved **SB 559** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 14 - Senator Hertz moved **SB 14** do pass. Motion carried as follows:

Yeas: Bartel, Boldman, Brown, Cuffe, Curdy, Dunwell, Esp, Flowers, Fox, Friedel, Gross, Hertz, Kelker, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Morigeau, Noland, O'Brien, Olsen, Pope, Salomon, Usher, Vance, Vermeire, Webber.
Total 28

Nays: Beard, Bogner, Ellis, Emrich, Fitzpatrick, Fuller, Gillespie, Glimm, Hayman, Hinebauch, Lang, Lenz, Manzella, Molnar, Mr. President, Regier K, Sales, Small, Tempel, Trebas, Welborn, Zolnikov.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 296 - Senator Beard moved **SB 296** do pass.

SB 296 - Senator Molnar moved **SB 296**, second reading copy, be amended with SB0296.002.001. Senator Molnar then withdrew his motion to amend.

SB 296 - Thereupon, the Senate reverted to the original motion of Senator Beard which passed as follows:

Yeas: Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gillespie, Gross, Hertz, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 36

Nays: Bartel, Brown, Emrich, Esp, Fitzpatrick, Fuller, Glimm, Hayman, Hinebauch, Lenz, McGillvray, Noland, Regier K, Usher.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 516 - Senator Gross moved **SB 516** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Emrich, Esp, Hinebauch, Manzella, McGillvray.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 522 - Senator Zolnikov moved **SB 522** do pass. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President,

Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Bartel, Hinebauch, Lenz, Usher.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 530 - Senator Hertz moved **SB 530** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Morigeau, Mr. President, Noland, Pope, Regier K, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 39

Nays: Dunwell, Ellis, Hayman, Hinebauch, McClafferty, Molnar, O'Brien, Olsen, Sales, Tempel, Welborn.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 558 - Senator Morigeau moved **SB 558** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 565 - Senator Hertz moved **SB 565** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Usher, Vance, Vermeire.
Total 28

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Tempel, Trebas, Webber, Welborn, Zolnikov.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 566 - Senator Hertz moved **SB 566** do pass.

SB 566 - Senator Hertz moved **SB 566**, second reading copy, be amended with SB0566.001.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 566, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Trebas, Usher, Vance, Zolnikov.
Total 27

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Manzella, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Salomon, Small, Tempel, Vermeire, Webber, Welborn.
Total 23

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 38

Nays: Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Webber.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 36**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 257**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Senator Bogner moved to **suspend Joint Rules 40-50 and 40-200** related to bill introduction and transmittal deadlines and that he be allowed to introduce LC 660. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Pope, Regier K, Sales, Trebas, Usher, Vance, Vermeire, Zolnikov, Mr. President.
Total 40

Nays: Ellis, Hayman, Kelker, Lynch, Olsen, Salomon, Small, Tempel, Webber, Welborn.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senator Bogner moved to **suspend rule S50-200(3)** related to the deadline to change a vote and that he be allowed to change a vote after the stated deadline. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov, Mr. President.
Total 46

Nays: Lenz, McKamey, Tempel, Webber.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senator Bogner moved to change his 2nd and 3rd reading votes of March 2, 2023, on **SB 370**, from Yes to No. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 04/04/2023, the 67th legislative day. Motion carried.

Senate adjourned at 7:58 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
SIXTY-SEVENTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
April 04, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SB 14, SB 272, SB 296, SB 334, SB 516, SB 518, SB 521, SB 522, SB 524, SB 529, SB 530, SB 538, SB 549, SB 550, SB 555, SB 558, SB 559, SB 565, HB 36, HB 257**.
Correctly engrossed: **HB 408, HB 535, HB 566, HB 583**.
Examined by the sponsor and found to be correct: **SB 13, SB 21, SB 36, SB 43, SB 67**.
Transmitted to the House: **SB 14, SB 122, SB 160, SB 253, SB 272, SB 296, SB 298, SB 334, SB 442, SB 506, SB 507, SB 510, SB 516, SB 518, SB 521, SB 522, SB 523, SB 524, SB 528, SB 529, SB 530, SB 531, SB 533, SB 534, SB 535, SB 536, SB 538, SB 540, SB 543, SB 544, SB 550, SB 554, SB 555, SB 557, SB 558, SB 559, SB 561, SB 563, SB 564, SB 565, SB 566, HB 81, HB 158, HB 159, HB 203, HB 264, HB 388, HB 418, HB 425, HB 560, HB 567, HB 584, HB 585, HB 619, HB 639, HB 641, HB 663, HB 738, HB 767, HB 777, HB 809, HJ 14**.

REPORTS OF STANDING COMMITTEES

EDUCATION AND CULTURAL RESOURCES (Salomon, Chair) — 04/03/2023
HB 287, be concurred in.
HB 408, be amended with HB0408.003.001 and, as amended, be concurred in.
HB 535, be amended with HB0535.002.001 and, as amended, be concurred in.
HB 583, be amended with HB0583.002.001 and, as amended, be concurred in.
HB 707, be concurred in.
HB 744, be concurred in.
HB 745, be concurred in.
HB 811, be concurred in.

JUDICIARY (Regier, Chair) — 04/03/2023
HB 255, be amended with HB0255.002.001 and, as amended, be concurred in.

Without objection, committee reports were adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate Bills concurred in and returned to the Senate: — 04/03/2023

SB 17, introduced by J. Welborn
SB 22, introduced by S. Morigeau

Governor's amendments to Senate bill concurred in: 04/03/2023

SB 6, introduced by J. Gross

Senate amendments to House bills concurred in: 04/03/2023

HB 112, introduced by L. Jones
HB 116, introduced by J. Gillette
HB 213, introduced by B. Mitchell
HB 399, introduced by B. Mercer
HB 518, introduced by B. Mercer
HB 555, introduced by J. Carlson

House bills passed and transmitted to the Senate for concurrence: 04/03/2023

HB 128, introduced by J. Kassmier
HB 288, introduced by J. Windy Boy
HB 321, introduced by L. Reksten
HB 382, introduced by G. Oblander
HB 424, introduced by L. Jones
HB 479, introduced by J. Read
HB 669, introduced by B. Mercer
HB 749, introduced by L. Jones
HB 822, introduced by B. Keenan
HB 830, introduced by G. Nikolakakos
HB 835, introduced by B. Keenan
HB 836, introduced by K. Zolnikov
HB 839, introduced by K. Seekins-Crowe
HB 852, introduced by J. Cohenour
HB 864, introduced by T. Moore
HB 868, introduced by J. Schillinger
HB 880, introduced by L. Sheldon-Galloway
HB 890, introduced by B. Barker
HB 891, introduced by J. Carlson
HB 892, introduced by L. Hellegaard
HB 902, introduced by R. Fitzgerald
HB 903, introduced by M. Hopkins
HB 914, introduced by K. Zolnikov
HB 916, introduced by B. Mercer
HB 917, introduced by B. Keenan
HB 922, introduced by B. Keenan
HB 924, introduced by M. Regier
HB 925, introduced by L. Brewster
HB 938, introduced by J. Kassmier
HB 946, introduced by D. Bedey
HB 947, introduced by G. Nikolakakos
HB 968, introduced by A. Regier

FIRST READING AND COMMITMENT OF BILLS

The following Senate joint resolution was introduced, read first time, and referred to committee:

SJ 19, introduced by K. Bogner, referred to State Administration.

The following House bills were introduced and read first time:

HB 128, introduced by J.Kassmier
HB 288, introduced by J.Windy Boy
HB 321, introduced by L.Reksten
HB 382, introduced by G.Oblander
HB 424, introduced by L.Jones
HB 479, introduced by J.Read
HB 669, introduced by B.Mercer
HB 749, introduced by L.Jones
HB 822, introduced by B.Keenan
HB 830, introduced by G.Nikolakakos
HB 835, introduced by B.Keenan
HB 836, introduced by K.Zolnikov
HB 839, introduced by K.Seekins-Crowe
HB 852, introduced by J.Cohenour
HB 864, introduced by T.Moore
HB 868, introduced by J.Schillinger
HB 880, introduced by L.Sheldon-Galloway
HB 890, introduced by B.Barker
HB 891, introduced by J.Carlson
HB 892, introduced by L.Hellegaard
HB 902, introduced by R.Fitzgerald
HB 903, introduced by M.Hopkins
HB 914, introduced by K.Zolnikov
HB 916, introduced by B.Mercer
HB 917, introduced by B.Keenan
HB 922, introduced by B.Keenan
HB 924, introduced by M.Regier
HB 925, introduced by L.Brewster
HB 938, introduced by J.Kassmier
HB 946, introduced by D.Bedey
HB 947, introduced by G.Nikolakakos
HB 968, introduced by A.Regier

THIRD READING OF BILLS

HB 203, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 272 proposes to amend the Montana Constitution and requires a 2/3 vote of the entire Legislature to pass. The bill will continue to the House of Representatives with the mathematical possibility of obtaining the necessary 2/3 vote. Third reading vote as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, Molnar, Mr. President, Noland, Regier K, Small, Trebas, Usher, Vance, Zolnikov.
Total 22

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, McGillvray, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Vermeire, Webber, Welborn.
Total 28

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 567, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Esp, Glimm, Lang.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 619, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 14 passed as follows:

Yeas: Bartel, Boldman, Brown, Cuffe, Curdy, Dunwell, Esp, Flowers, Fox, Friedel, Gillespie, Gross, Hertz, Kelker, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Morigeau, Noland, O'Brien, Olsen, Pope, Salomon, Small, Usher, Vance, Vermeire, Webber.
Total 30

Nays: Beard, Bogner, Ellis, Emrich, Fitzpatrick, Fuller, Glimm, Hayman, Hinebauch, Lang, Lenz, Manzella, Molnar, Mr. President, Regier K, Sales, Tempel, Trebas, Welborn, Zolnikov.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 86, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 160 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Emrich, Mandeville, Trebas.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 296 passed as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, Molnar,

Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 38

Nays: Bartel, Emrich, Esp, Fitzpatrick, Fuller, Glimm, Hinebauch, Lenz, McGillvray, McKamey, Noland, Usher.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 334 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 442 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Molnar.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 511 failed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Mandeville, Manzella, McKamey, Mr. President, Noland, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 25

Nays: Boldman, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Gillespie, Gross, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, McClafferty, McGillvray, Molnar, Morigeau, O'Brien, Olsen, Pope, Salomon, Webber, Welborn.
Total 25

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 516 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Emrich, Hinebauch, Manzella, McGillvray.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 518 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 30

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Small, Tempel, Webber, Welborn.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 521 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Dunwell, Ellis, Hayman, Olsen.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 522 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland,

O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Fuller, Hinebauch, Lenz, Manzella, Trebas.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 523 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 28

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Manzella, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Webber, Welborn.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 524 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey,
Mr. President, Noland, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 528 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Morigeau, Mr. President, Noland, Olsen, Regier K, Salomon, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 32

Nays: Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, O'Brien, Pope, Sales, Small, Tempel, Webber, Welborn.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 529 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 35

Nays: Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Gross, Hayman, McClafferty, Molnar, O'Brien, Olsen, Tempel, Webber, Welborn.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 530 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Pope, Regier K, Salomon, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 36

Nays: Dunwell, Ellis, Fox, Hayman, Kelker, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Sales, Tempel, Webber, Welborn.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 531 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 533 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 534 proposes to amend the Montana Constitution and requires a 2/3 vote of the entire Legislature to pass. The bill will continue to the House of Representatives with the mathematical possibility of obtaining the necessary 2/3 vote. Third reading vote as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Salomon, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Morigeau, O'Brien, Olsen, Pope, Sales, Small, Tempel, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

On this day, Senator McClafferty changed her vote from Yes to No, under Order of Business 9, Motions. On the next legislative day, April 5, 2023, the vote change was nullified by a motion to reconsider brought by Senator McGillvray and voted on by the Senate. Corrected vote total is 31 Yes, 19 No.

SB 535 passed as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Manzella, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Bogner, Lenz, Mandeville, McKamey.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 538 passed as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 44

Nays: Beard, Emrich, Mandeville, McKamey, Trebas, Welborn.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 540 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland,

O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 46

Nays: Cuffe, Esp, Manzella, Welborn.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 543 passed as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Gross, Kelker, Lynch, Mandeville, Manzella, McKamey, Morigeau, Mr. President, O'Brien, Pope, Sales, Salomon, Small, Trebas, Zolnikov.
Total 28

Nays: Beard, Esp, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Lang, Lenz, McClafferty, McGillvray, Molnar, Noland, Olsen, Regier K, Tempel, Usher, Vance, Vermeire, Webber, Welborn.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 544 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Gross, Olsen, Trebas.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 549 failed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Noland, Regier K, Salomon, Trebas, Usher, Vance, Zolnikov.
Total 25

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Small, Tempel, Vermeire, Webber, Welborn.
Total 25

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 550 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 554 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 555 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 39

Nays: Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, Kelker, O'Brien, Olsen, Pope, Webber.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 557 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Salomon, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 30

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Tempel, Webber, Welborn.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 558 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 559 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 561 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Emrich.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 563 proposes to amend the Montana Constitution and requires a 2/3 vote of the entire Legislature to pass. The bill will continue to the House of Representatives with the mathematical possibility of obtaining the necessary 2/3 vote. Third reading vote as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 40

Nays: Friedel, Gross, Hayman, Kelker, McClafferty, Molnar, Small, Tempel, Webber, Welborn.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 564 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 565 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Salomon, Usher, Vance, Vermeire.
Total 26

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Small, Tempel, Trebas, Webber, Welborn, Zolnikov.
Total 24

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 566 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, McGillvray, McKamey, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 27

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Manzella, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Webber, Welborn.
Total 23

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Salomon in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 101 - Majority Leader Fitzpatrick moved consideration of **HB 101** be passed for the day. Without objection, so ordered.

HB 598 - Senator Hinebauch moved **HB 598** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 29

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Small, Tempel, Trebas, Webber.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 661 - Senator Gross moved **HB 661** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 695 - Senator Regier moved **HB 695** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 385 - Senator Boldman moved **HB 385** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr.

President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 46

Nays: Gross, Kelker, Olsen, Webber.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 557 - Senator McGillvray moved **HB 557** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 335 - Senator Cuffe moved **HB 335** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 384 - Majority Leader Fitzpatrick moved **HB 384** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 387 - Senator Noland moved **HB 387** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 298 - Senator Cuffe moved **HB 298** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 43

Nays: Dunwell, Gross, Hayman, O'Brien, Olsen, Pope, Webber.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 72 - Senator Vermeire moved **HB 72** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lynch, Mandeville, Manzella, McClafferty, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 42

Nays: Emrich, Esp, Hertz, Lang, Lenz, McGillvray, McKamey, Welborn.
Total 8

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 231 - Senator Fuller moved **HB 231** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President,

Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Vermeire, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 154 - Senator Curdy moved **HB 154** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 371 - Senator Gillespie moved **HB 371** be concurred in. Motion carried as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 36

Nays: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fuller, Glimm, Hertz, Hinebauch, Lenz, Manzella, Olsen, Vance.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 379 - Senator Curdy moved **HB 379** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Emrich, Fuller, Lenz.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 427 - Senator Fox moved **HB 427** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Beard, Emrich, Esp, Lenz, Manzella.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 622 - Senator Usher moved **HB 622** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Lenz.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 764 - Senator Vance moved **HB 764** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Hertz, Mandeville, Molnar.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 797 - Senator Small moved **HB 797** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 550 - Senator Gillespie moved **HB 550** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 44

Nays: Bartel, Hinebauch, Lenz, McGillvray, Olsen, Welborn.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Salomon moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President,

Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 47

Nays: Dunwell, McClafferty.
Total 2

Voted absentee: None.
Total 0

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

MOTIONS

Senator Gross arose on a question of privilege under **Senate Rule 20-30(b)** regarding comments made during discussion of **HB 598**. The Senate recessed and reconvened a short time later. The President reminded Senators to be mindful of the tone of comments made during floor sessions.

Senator McClafferty moved to change her third reading vote on **SB 534** from Yes to No. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 04/05/2023, the 68th legislative day. Motion carried.

Senate adjourned at 3:04 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
SIXTY-EIGHTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
April 05, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)
Correctly printed: **SJ 19, HB 72, HB 154, HB 231, HB 298, HB 335, HB 371, HB 379, HB 384, HB 385, HB 387, HB 427, HB 550, HB 557, HB 598, HB 622, HB 661, HB 695, HB 764, HB 797**.
Correctly engrossed: **HB 255**.
Examined by the sponsor and found to be correct: **SB 4, SB 49, SB 56, SB 58, SB 66, SB 81, SB 100, SB 101, SB 159, SR 62, SR 63, SR 64**.
Correctly enrolled: **SB 4, SB 49, SB 56, SB 58, SB 66, SB 81, SB 100, SB 101, SB 159, SR 62, SR 63, SR 64**.

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Small, Chair) 04/04/2023
HB 115, be concurred in.
HB 358, be amended with HB0358.002.001 and, as amended, be concurred in.
HB 573, be concurred in.
HB 636, be concurred in.
HB 682, be concurred in.
HB 751, be concurred in.

ENERGY AND TELECOMMUNICATIONS (Sales, Chair) 04/04/2023
HB 729, be concurred in.
HJ 6, be concurred in.

FISH AND GAME (Hinebauch, Chair) 04/04/2023
HB 438, be concurred in.
HB 440, be amended with HB0440.003.001 and, as amended, be concurred in.

HIGHWAYS AND TRANSPORTATION (Manzella, Chair) 04/04/2023
HB 327, be concurred in.
HB 331, be concurred in.
HB 333, be amended with HB0333.003.001 and, as amended, be concurred in.
HB 519, be concurred in.
HB 365, be amended with HB0365.001.001 and, as amended, be concurred in.
HB 439, be amended with HB0439.002.001 and, as amended, be concurred in.
HB 470, be amended with HB0470.002.001 and, as amended, be concurred in.
HB 491, be amended with HB0491.003.001 and, as amended, be concurred in.

JUDICIARY (Regier, Chair) 04/04/2023
HB 575, be amended with HB0575.001.001 and, as amended, be concurred in.
HB 625, be amended with HB0625.001.001 and, as amended, be concurred in.
HB 659, be concurred in.
HB 676, be amended with HB0676.001.003 and, as amended, be concurred in.

LEGISLATIVE ADMINISTRATION (Lang, Chair) 04/05/2023
HB 140, be amended with HB0140.001.002 and, as amended, be concurred in.
HB 493, be concurred in.
HB 739, be concurred in.

TAXATION (Hertz, Chair) 04/05/2023
HB 189, be concurred in.
HB 225, be concurred in.
HB 325, be amended with HB0325.001.004 and, as amended, be concurred in.
HB 601, be concurred in.
HB 823, be concurred in.

Without objection, committee reports were adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

House bills passed and transmitted to the Senate for concurrence: 04/04/2023

HB 87, introduced by B. Mercer
HB 193, introduced by F. Anderson
HB 332, introduced by D. Bedey
HB 372, introduced by P. Fielder
HB 485, introduced by J. Kassmier
HB 517, introduced by M. Hopkins
HB 551, introduced by C. Knudsen
HB 648, introduced by A. Buckley
HB 649, introduced by M. Caferro
HB 774, introduced by M. Hopkins
HB 816, introduced by J. Kassmier
HB 819, introduced by P. Green
HB 821, introduced by M. Malone
HB 828, introduced by E. Buttrey
HB 833, introduced by B. Barker
HB 840, introduced by R. Marshall
HB 846, introduced by T. France
HB 855, introduced by L. Smith
HB 856, introduced by M. Regier
HB 861, introduced by B. Phalen
HB 867, introduced by E. Buttrey
HB 870, introduced by B. Ler
HB 872, introduced by B. Keenan
HB 874, introduced by L. Brewster

HB 881, introduced by E. Buttrey
HB 883, introduced by L. Jones
HB 886, introduced by R. Fitzgerald
HB 889, introduced by J. Karlen
HB 898, introduced by P. Tuss
HB 904, introduced by C. Knudsen
HB 906, introduced by C. Knudsen
HB 913, introduced by B. Barker
HB 915, introduced by B. Mercer
HB 918, introduced by A. Buckley
HB 920, introduced by D. Bedey
HB 927, introduced by M. Regier
HB 928, introduced by J. Fitzpatrick
HB 929, introduced by S. Gunderson
HB 937, introduced by L. Sheldon-Galloway
HB 941, introduced by G. Frazer
HB 943, introduced by D. Fern
HB 944, introduced by P. Tuss
HB 948, introduced by S. Galloway
HB 949, introduced by D. Bedey
HB 950, introduced by M. Hopkins
HB 952, introduced by C. Sprunger
HB 963, introduced by M. Regier
HB 969, introduced by K. Zolnikov

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced and read first time:

HB 87, introduced by B. Mercer
HB 193, introduced by F. Anderson
HB 332, introduced by D. Bedey
HB 372, introduced by P. Fielder
HB 485, introduced by J. Kassmier
HB 517, introduced by M. Hopkins
HB 551, introduced by C. Knudsen
HB 648, introduced by A. Buckley
HB 649, introduced by M. Caferro
HB 774, introduced by M. Hopkins
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HB 828, introduced by E. Buttrey
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HB 846, introduced by T. France
HB 855, introduced by L. Smith
HB 856, introduced by M. Regier

HB 861, introduced by B. Phalen
HB 867, introduced by E. Buttrey
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HB 872, introduced by B. Keenan
HB 874, introduced by L. Brewster
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HB 883, introduced by L. Jones
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HB 898, introduced by P. Tuss
HB 904, introduced by C. Knudsen
HB 906, introduced by C. Knudsen
HB 913, introduced by B. Barker
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HB 918, introduced by A. Buckley
HB 920, introduced by D. Bedey
HB 927, introduced by M. Regier
HB 928, introduced by J. Fitzpatrick
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HB 937, introduced by L. Sheldon-Galloway
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HB 943, introduced by D. Fern
HB 944, introduced by P. Tuss
HB 948, introduced by S. Galloway
HB 949, introduced by D. Bedey
HB 950, introduced by M. Hopkins
HB 952, introduced by C. Sprunger
HB 963, introduced by M. Regier
HB 969, introduced by K. Zolnikov

The following House bills, previously introduced, were referred to committee:

HB 128, introduced by J.Kassmier, referred to Business, Labor and Economic Affairs.
HB 288, introduced by J.Windy Boy, referred to Education and Cultural Resources.
HB 321, introduced by L.Reksten, referred to Education and Cultural Resources.
HB 382, introduced by G.Oblander, referred to Education and Cultural Resources.
HB 424, introduced by L.Jones, referred to Finance and Claims.
HB 479, introduced by J.Read, referred to Judiciary.
HB 669, introduced by B.Mercer, referred to Finance and Claims.
HB 749, introduced by L.Jones, referred to Education and Cultural Resources.
HB 822, introduced by B.Keenan, Public Health, Welfare, and Safety.
HB 830, introduced by G.Nikolakakos, referred to Taxation.
HB 835, introduced by B.Keenan, referred to Finance and Claims.
HB 836, introduced by K.Zolnikov, referred to Business, Labor and Economic Affairs.
HB 839, introduced by K.Seekins-Crowe, referred to Finance and Claims.
HB 852, introduced by J.Cohenour, referred to State Administration.
HB 864, introduced by T.Moore, referred to Finance and Claims.
HB 868, introduced by J.Schillinger, referred to Finance and Claims.
HB 880, introduced by L.Sheldon-Galloway, referred to Agriculture, Livestock and Irrigation.
HB 890, introduced by B.Barker, referred to Local Government.

HB 891, introduced by J.Carlson, referred to Finance and Claims.
HB 892, introduced by L.Hellegaard, referred to State Administration.
HB 902, introduced by R.Fitzgerald, referred to Highways and Transportation.
HB 903, introduced by M.Hopkins, referred to Business, Labor and Economic Affairs.
HB 914, introduced by K.Zolnikov, referred to Local Government.
HB 916, introduced by B.Mercer, referred to Finance and Claims.
HB 917, introduced by B.Keenan, referred to Finance and Claims.
HB 922, introduced by B.Keenan, referred to Finance and Claims.
HB 924, introduced by M.Regier, referred to Natural Resources.
HB 925, introduced by L.Brewster, referred to Taxation.
HB 938, introduced by J.Kassmier, referred to Local Government.
HB 946, introduced by D.Bedey, referred to Finance and Claims.
HB 947, introduced by G.Nikolakakos, referred to State Administration.
HB 968, introduced by A.Regier, referred to Judiciary.

THIRD READING OF BILLS

HB 72, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lynch, Mandeville, Manzella, McClafferty, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 43

Nays: Esp, Lang, Lenz, McGillvray, McKamey, Tempel, Welborn.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 154, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 231, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 298, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 36

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 335, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 371, concurred in as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Kelker, Lynch, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 34

Nays: Bartel, Beard, Bogner, Brown, Esp, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, Olsen, Regier K, Vance.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 379, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch,

Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Bartel, Emrich, Lenz.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 384, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 385, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 41

Nays: Ellis, Gross, Hayman, Kelker, McClafferty, O'Brien, Olsen, Pope, Webber.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 387, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 427, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 42

Nays: Beard, Emrich, Esp, Hinebauch, Lang, Lenz, Manzella, Welborn.
Total 8

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 550, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Bartel, Hinebauch, Lenz, McGillvray, Olsen.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 557, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 598, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McClafferty, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Usher, Vance, Vermeire.
Total 27

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Mandeville, McKamey, Morigeau, O'Brien, Olsen, Pope, Salomon, Small, Tempel, Trebas, Webber, Welborn, Zolnikov.
Total 23

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 622, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Lang, Lenz.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 661, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 695, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 764, concurred in as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lang, Lenz, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Bogner, Hertz, Lynch, Mandeville, Molnar.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 797, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Lang in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 614 - Majority Leader Fitzpatrick moved consideration of **HB 614** be passed for the day. Without objection, so ordered.

HB 758 - Majority Leader Fitzpatrick moved consideration of **HB 758** be passed for the day. Without objection, so ordered.

HB 664 - Senator Trebas moved **HB 664** be concurred in. Motion carried as follows:

Yeas: Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Gross, Hertz, Hinebauch, Kelker, Lang, Manzella, McClafferty, McGillvray, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Trebas, Usher, Vermeire, Webber, Zolnikov.
Total 31

Nays: Bartel, Beard, Esp, Friedel, Fuller, Gillespie, Glimm, Hayman, Lenz, Lynch, Mandeville, McKamey, Molnar, Morigeau, Noland, Regier K, Tempel, Vance, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 675 - Senator Friedel moved **HB 675** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 703 - Senator Trebas moved **HB 703** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Fox, Friedel, Fuller, Gross, Hayman, Hertz, Kelker, Mandeville, Manzella, McClafferty, Molnar, Morigeau, Mr. President, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 36

Nays: Bartel, Cuffe, Esp, Flowers, Gillespie, Glimm, Hinebauch, Lang, Lenz, Lynch, McGillvray, McKamey, Noland, Olsen.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 578 - Senator Vermeire moved **HB 578** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 44

Nays: Esp, Hinebauch, Lang, Lenz, McGillvray, Welborn.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 615 - Senator Noland moved **HB 615** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 245 - Senator Fuller moved **HB 245** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Mandeville,

Manzella, McClafferty, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 42

Nays: Cuffe, Emrich, Esp, Hinebauch, Lynch, McGillvray, Molnar, Welborn.
Total 8

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 47 - Senator Zolnikov moved **HB 47** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 284 - Senator Small moved **HB 284** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 43

Nays: Curdy, Dunwell, Ellis, Gross, Hayman, McClafferty, Olsen.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 582 - Senator Webber moved **HB 582** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 610 - Senator Lenz moved **HB 610** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Lang.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 655 - Senator Gross moved **HB 655** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 684 - Senator McGillvray moved **HB 684** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 400 - Senator Cuffe moved **HB 400** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz,

Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Fitzpatrick, Mandeville.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 63 - Majority Leader Fitzpatrick moved **HB 63** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Brown, Ellis, Hayman, Lang, Lenz, Olsen.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 306 - Senator Noland moved **HB 306** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Ellis, Emrich, Esp, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn.
Total 32

Nays: Boldman, Curdy, Dunwell, Fitzpatrick, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber, Zolnikov.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 107 - Senator Fox moved **HB 107** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Emrich, Hayman, Olsen, Trebas.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Lang moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Emrich.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SPECIAL ORDERS OF THE DAY

President Ellsworth welcomed Congressman Matt Rosendale to the Senate. Also present were Witt Williams and Jack Racicot, both of Helena, and both employees of the Montana Senate during the current 68th Legislative Session.

On Wednesday, March 29, 2023, Representative Rosendale recognized and commended both Mr. Williams and Mr. Racicot in the U.S. House of Representatives for their outstanding public service completed in spite of serious physical disabilities.

Today Representative Rosendale presented a plaque to each man which contained a signed copy of the commendation printed in the Congressional Record of the 118th Congress.

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 245** to the Finance and Claims Committee. Without objection, so ordered.

Legislative Calendar
Majority Leader Fitzpatrick moved the Senate **suspend Joint Rule 40-200** related to transmittal deadlines. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov, Mr. President.
Total 46

Nays: Gross, Hayman, Olsen, Webber.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick informed the Senate the legislative calendar will change as follows: Day 73 deadline moved to Day 76; Day 80 deadline moved to Day 82; Day 82 deadline moved to Day 83; Day 85 deadline moved to Day 84.

Vote Change

SB 534 – Senator McGillvray arose on a point of order regarding **Senate rule 50-200** which discusses requirements to change a vote. A vote change is not allowed if it would change the outcome of the legislation.

Senator McGillvray stated he believes a vote change made by Senator McClafferty the previous day on **SB 534** could affect the outcome of the legislation, a bill requiring a 2/3 vote of the entire legislature to pass. President Ellsworth ruled the change of vote on **SB 534** could affect the outcome of the legislation.

Senator McGillvray moved the Senate reconsider its action and object to Senator McClafferty's motion to change her third reading vote on **SB 534**. The motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Noland, O'Brien, Regier K, Sales, Salomon, Trebas, Usher, Vance, Vermeire, Zolnikov, Mr. President.
Total 35

Nays: Curdy, Dunwell, Ellis, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, Olsen, Pope, Small, Tempel, Webber, Welborn.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

The vote change is nullified by the passage of the motion to reconsider. Senator McClafferty moved to change her third reading vote on **SB 534** from Yes to No. Senator Bogner objected to the motion and the vote went to the board. The motion **failed** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Tempel, Webber, Welborn, Zolnikov.
Total 22

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Noland, Regier K, Sales, Small, Trebas, Usher, Vance, Vermeire, Mr. President.
Total 28

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Corrected vote total is 31 Yes, 19 No.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 04/06/2023, the 69th legislative day. Motion carried.

Senate adjourned at 3:02 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
SIXTY-NINTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
April 06, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair): April 06, 2023
Mr. President: We, your committee on Bills and Journals, having examined the daily journals for the Thirty-First through the Fortieth days, find the same to be correct.

Correctly printed: **HB 47, HB 63, HB 107, HB 115, HB 189, HB 225, HB 245, HB 284, HB 306, HB 327, HB 331, HB 400, HB 438, HB 493, HB 519, HB 573, HB 578, HB 582, HB 601, HB 610, HB 615, HB 636, HB 655, HB 659, HB 664, HB 675, HB 682, HB 684, HB 703, HB 729, HB 739, HB 751, HB 823, HJ 6**.
Correctly engrossed: **HB 140, HB 325, HB 333, HB 358, HB 365, HB 439, HB 449, HB 470, HB 491, HB 575, HB 625, HB 676**.
Examined by the sponsor and found to be correct: **SB 24, SB 50, SB 53, SB 70, SB 77, SB 99, SB 176, SB 215**.
Correctly enrolled: **SB 24, SB 50, SB 53, SB 70, SB 77, SB 99, SB 176, SB 215**.
Transmitted to the House: **HB 72, HB 154, HB 231, HB 298, HB 335, HB 371, HB 379, HB 384, HB 385, HB 387, HB 427, HB 550, HB 557, HB 598, HB 622, HB 661, HB 695, HB 764, HB 797**.
Signed by the Secretary of the Senate at 3:55 p.m., April 4, 2023: **SB 13, SB 21, SB 36, SB 43, SB 67**.
Signed by the President at 4:45 p.m., April 05, 2023: **SB 13, SB 21, SB 36, SB 43, SB 67**.

REPORTS OF STANDING COMMITTEES

EDUCATION AND CULTURAL RESOURCES (Salomon, Chair) 04/05/2023
HB 214, be amended with HB0214.002.003 and, as amended, be concurred in.
HB 338, be amended with HB0338.002.004 and, as amended, be concurred in.
HB 396, be concurred in.
HB 504, be concurred in.
HB 566, be amended with HB0566.002.002 and, as amended, be concurred in.

ENERGY AND TELECOMMUNICATIONS (Sales, Chair) 04/04/2023
HB 19, be amended with HB0019.001.002 and, as amended, be concurred in.

JUDICIARY (Regier, Chair) 04/05/2023
HB 16, be amended with HB0016.003.001 and, as amended, be concurred in.
HB 37, be concurred in.
HB 174, be concurred in.
HB 362, be amended with HB0362.002.001 and, as amended, be concurred in.
HB 398, be concurred in.
HB 461, be concurred in.

HB 500, be concurred in.
HB 541, be concurred in.
HB 545, be concurred in.
HB 603, be concurred in.
HB 640, be concurred in.
HB 705, be concurred in.
HB 802, be concurred in.

LOCAL GOVERNMENT (Friedel, Chair) 04/05/2023
HB 32, be concurred in.
HB 244, be concurred in.
HB 282, be amended with HB0282.002.001 and, as amended, be concurred in.
HB 283, be concurred in.
HB 366, be amended with HB0366.002.001 and, as amended, be concurred in.
HB 374, be concurred in.
HB 465, be concurred in.
HB 488, be concurred in.

NATURAL RESOURCES (Welborn, Chair) 04/05/2023
HB 775, be concurred in.

PUBLIC HEALTH, WELFARE AND SAFETY (McGillvray, Chair) 04/05/2023
HB 29, be concurred in.
HB 218, be amended with HB0218.002.006 and, as amended, be concurred in.
HB 303, be concurred in.
HB 376, be amended with HB0376.002.001 and, as amended, be concurred in.

STATE ADMINISTRATION (Cuffe, Chair) 04/05/2023
HB 135, be concurred in.
HB 348, be amended with HB0348.002.001 and, as amended, be concurred in.
HB 660, be concurred in.
HB 693, be concurred in.

Without objection, committee reports were adopted.

MESSAGES FROM THE GOVERNOR

April 5, 2023

The Honorable Jason Ellsworth
Senate President By Hand and Electronic Delivery
Montana State Senate
Helena, MT 59620

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

District Court Judgeship – District 9
MCA § 3-1-906

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following person who was appointed:

- **Gregory Bonilla**, 1400 Ohio Avenue, Helena, MT 59601, who was appointed on April 5, 2023. I support the confirmation of Mr. Bonilla.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate bills concurred in as amended and returned to the Senate for concurrence in House amendments: 04/06/2023

SB 8, introduced by S. O'Brien
SB 42, introduced by S. Hinebauch
SB 83, introduced by M. Cuffe
SB 112, introduced by T. McGillvray
SB 115, introduced by D. Lenz
SB 116, introduced by D. Lenz
SB 133, introduced by T. McGillvray
SB 144, introduced by R. Tempel
SB 149, introduced by D. Lenz
SB 151, introduced by D. Lenz
SB 152, introduced by F. Mandeville
SB 167, introduced by S. Fitzpatrick
SB 170, introduced by F. Mandeville
SB 181, introduced by D. Lenz
SB 195, introduced by J. Trebas
SB 201, introduced by G. Hertz
SB 209, introduced by G. Hertz
SB 219, introduced by W. Curdy

SB 221, introduced by B. Usher

SB 247, introduced by S. Fitzpatrick
SB 373, introduced by D. Salomon
SB 374, introduced by W. Curdy
SB 448, introduced by M. Cuffe

FIRST READING AND COMMITMENT OF BILLS

The following House bills, previously introduced, were referred to committee:

HB 87, introduced by B. Mercer (by request of the Department of Labor and Industry), referred to Business, Labor and Economic Affairs.
HB 193, introduced by F. Anderson, referred to Judiciary.
HB 332, introduced by D. Bedey, referred to Education and Cultural Resources.
HB 372, introduced by P. Fielder, referred to Fish and Game.
HB 485, introduced by J. Kassmier, referred to Taxation.
HB 517, introduced by M. Hopkins, referred to Judiciary.
HB 551, introduced by C. Knudsen, referred to Judiciary.
HB 648, introduced by A. Buckley, referred to Business, Labor and Economic Affairs.
HB 774, introduced by M. Hopkins, referred to State Administration.
HB 819, introduced by P. Green, referred to Business, Labor and Economic Affairs.
HB 821, introduced by M. Malone, referred to Agriculture, Livestock, and Irrigation.
HB 828, introduced by E. Buttrey, referred to Business, Labor and Economic Affairs.
HB 833, introduced by B. Barker, referred to Education and Cultural Resources.
HB 840, introduced by R. Marshall, referred to Taxation.
HB 846, introduced by T. France, referred to Fish and Game.
HB 855, introduced by L. Smith, referred to State Administration.
HB 856, introduced by M. Regier, referred to Legislative Administration.
HB 861, introduced by B. Phalen, referred to Taxation.
HB 867, introduced by E. Buttrey, referred to Business, Labor and Economic Affairs.
HB 870, introduced by B. Ler, referred to Natural Resources.
HB 872, introduced by B. Keenan, referred to Public Health, Welfare and Safety.
HB 874, introduced by L. Brewster, referred to Local Government.
HB 881, introduced by E. Buttrey, referred to Business, Labor and Economic Affairs.
HB 883, introduced by L. Jones, referred to Finance and Claims.
HB 886, introduced by R. Fitzgerald, referred to Judiciary.
HB 889, introduced by J. Karlen, referred to Business, Labor and Economic Affairs.
HB 898, introduced by P. Tuss, referred to Business, Labor and Economic Affairs.
HB 904, introduced by C. Knudsen, referred to Highways and Transportation.
HB 906, introduced by C. Knudsen, referred to Taxation.
HB 913, introduced by B. Barker, referred to Education and Cultural Resources.
HB 915, introduced by B. Mercer, referred to Judiciary.
HB 918, introduced by A. Buckley, referred to Business, Labor and Economic Affairs.
HB 920, introduced by D. Bedey, referred to Legislative Administration.
HB 927, introduced by M. Regier, referred to Local Government.
HB 928, introduced by J. Fitzpatrick, referred to Natural Resources.
HB 929, introduced by S. Gunderson, referred to Legislative Administration.
HB 937, introduced by L. Sheldon-Galloway, referred to Judiciary.
HB 941, introduced by G. Frazer, referred to Local Government.

HB 943, introduced by D. Fern, referred to Taxation.
HB 944, introduced by P. Tuss, referred to Education and Cultural Resources.
HB 948, introduced by S. Galloway, referred to Local Government.
HB 949, introduced by D. Bedey, referred to Education and Cultural Resources.
HB 950, introduced by M. Hopkins, referred to Education and Cultural Resources.
HB 952, introduced by C. Sprunger, referred to Business, Labor and Economic Affairs.
HB 969, introduced by K. Zolnikov, referred to Business, Labor and Economic Affairs.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 361 - Senator Regier moved **HB 361** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Small, Trebas, Usher, Vance, Zolnikov.
Total 29

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Tempel, Vermeire, Webber, Welborn.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 721 - Senator Hinebauch moved **HB 721** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Vermeire, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 786 - Senator Manzella moved **HB 786** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance.
Total 30

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Vermeire, Webber, Welborn, Zolnikov.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 410 - Majority Leader Fitzpatrick moved **HB 410** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 101- Majority Leader Fitzpatrick moved consideration of **HB 101** be passed for the day. Without objection, so ordered.

Senator Lenz assumed the chair.

HB 276 - Senator McKamey moved **HB 276** be concurred in. Motion **failed** as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Webber, Zolnikov.
Total 24

Nays: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Noland, Regier K, Tempel, Trebas, Usher, Vance, Vermeire, Welborn.
Total 26

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 276 - Majority Leader Fitzpatrick moved **HB 276** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, Molnar, Noland, O'Brien, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn.
Total 33

Nays: Bogner, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, McClafferty, McKamey, Morigeau, Mr. President, Olsen, Pope, Salomon, Zolnikov.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Webber.
Total 1

HB 707 - Senator Friedel moved **HB 707** be concurred in. Motion carried as follows:

Yeas: Bogner, Boldman, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 33

Nays: Bartel, Beard, Brown, Cuffe, Curdy, Esp, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Manzella, Noland, Trebas, Vance.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 744 - Senator Regier moved **HB 744** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 37

Nays: Boldman, Dunwell, Ellis, Fox, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 745 - Senator Regier moved **HB 745** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 36

Nays: Boldman, Dunwell, Ellis, Flowers, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 811 - Senator McClafferty moved **HB 811** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Molnar.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 289 - Senator Usher moved **HB 289** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 210 - Senator Manzella moved **HB 210** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Hertz, Mandeville, Olsen.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Lenz moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 38

Nays: Bartel, Curdy, Dunwell, Ellis, Hayman, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 11

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

HB 47, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 63, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 43

Nays: Bartel, Ellis, Hayman, Lenz, Olsen, Trebas.
Total 6

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 107, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Emrich, Hayman, O'Brien, Olsen, Trebas.
Total 5

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 284, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 43

Nays: Dunwell, Ellis, Emrich, Hayman, Olsen, Webber.
Total 6

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 306, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn.
Total 36

Nays: Boldman, Curdy, Dunwell, Fox, Hayman, Kelker, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber, Zolnikov.
Total 13

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 400, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Mandeville.
Total 1

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 578, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Kelker, Mandeville, Manzella, McClafferty, McKamey, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 39

Nays: Esp, Hayman, Hinebauch, Lang, Lenz, Lynch, McGillvray, Molnar, Olsen, Tempel.
Total 10

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 582, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 610, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 615, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 655, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 664, concurred in as follows:

Yeas: Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gillespie, Hinebauch, Kelker, Manzella, McClafferty, McGillvray, McKamey, Pope, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber.
Total 27

Nays: Bartel, Beard, Emrich, Friedel, Fuller, Glimm, Hayman, Hertz, Lang, Lenz, Lynch, Mandeville, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Regier K, Tempel, Welborn, Zolnikov.
Total 22

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 675, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 684, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 703, concurred in as follows:

Yeas: Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Hayman, Hertz, Kelker, Lang, Mandeville, Manzella, Molnar, Morigeau, Mr. President, O'Brien, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 33

Nays: Bartel, Beard, Cuffe, Esp, Fuller, Glimm, Hinebauch, Lenz, Lynch, McClafferty, McGillvray, McKamey, Noland, Olsen, Regier K, Vance.
Total 16

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 707**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved that **HB 941** be rereferred from the Local Government Committee to the Judiciary Committee. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 04/07/2023, the 70th legislative day. Motion carried.

Senate adjourned at 2:27 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
SEVENTIETH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
April 07, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **HB 29, HB 32, HB 37, HB 130, HB 174, HB 210, HB 244, HB 283, HB 289, HB 303, HB 361, HB 374, HB 396, HB 398, HB 410, HB 461, HB 465, HB 488, HB 500, HB 504, HB 541, HB 545, HB 603, HB 640, HB 660, HB 693, HB 705, HB 707, HB 721, HB 744, HB 745, HB 772, HB 786, HB 802, HB 811**.
Correctly engrossed: **HB 16, HB 19, HB 214, HB 218, HB 282, HB 305, HB 338, HB 348, HB 362, HB 366, HB 376, HB 443, HB 477, HB 490, HB 499, HB 566, HB 590, HB 591, HB 668, HB 680, HB 783**.
Examined by the sponsor and found to be correct: **SB 17, SB 22, SB 86, SR 59, SR 65**.
Transmitted to the House: **HB 47, HB 63, HB 107, HB 284, HB 306, HB 400, HB 578, HB 582, HB 610, HB 615, HB 655, HB 664, HB 675, HB 684, HB 703**.
Correctly enrolled: **SB 17, SB 22, SB 86, SR 59, SR 65**.

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Small, Chair) — 04/06/2023
SR 60, be adopted.
SR 61, be adopted.
SR 66, be adopted.
SR 67, be adopted.
HB 242, be concurred in.
HB 305, be amended with HB0305.002.004 and, as amended, be concurred in.
HB 443, be amended with HB0443.001.002 and, as amended, be concurred in.
HB 477, be amended with HB0477.001.001 and, as amended, be concurred in.
HB 490, be amended with HB0490.002.001 and, as amended, be concurred in.
HB 499, be amended with HB0499.002.002 and, as amended, be concurred in.
HB 523, be concurred in.
HB 590, be amended with HB0590.002.001 and, as amended, be concurred in.
HB 591, be amended with HB0591.002.001 and, as amended, be concurred in.
HB 612, be concurred in.
HB 668, be amended with HB0668.001.001 and, as amended, be concurred in.
HB 691, be concurred in.
HB 702, be concurred in.
HB 783, be amended with HB0783.002.002 and, as amended, be concurred in.

FINANCE AND CLAIMS (Esp, Chair) — 04/07/2023
HB 7, be concurred in.

HB 36, be concurred in.
HB 147, be concurred in.
HB 163, be amended with HB0163.001.003 and, as amended, be concurred in.
HB 257, be concurred in.
HB 270, be concurred in.

FISH AND GAME (Hinebauch, Chair) 04/06/2023
HB 419, be concurred in.
HB 456, be concurred in.

HIGHWAYS AND TRANSPORTATION (Manzella, Chair) 04/06/2023
HB 489, be concurred in.
HB 679, be amended with HB0679.003.002 and, as amended, be concurred in.
HB 750, be concurred in.
HB 761, be concurred in.

JUDICIARY (Regier, Chair) 04/06/2023
HB 631, be concurred in.
HB 654, be concurred in.
HB 674, be concurred in.
HB 680, be amended with HB0680.002.004 and, as amended, be concurred in.
HB 709, be concurred in.
HB 790, be concurred in.
HB 791, be concurred in.
HB 800, be concurred in.

LEGISLATIVE ADMINISTRATION (Lang, Chair) 04/06/2023
HB 529, be concurred in.

TAXATION (Hertz, Chair) 04/07/2023
HB 223, be amended with HB0223.003.001 and, as amended, be concurred in.

Without objection, committee reports were adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate bills concurred in and returned to the Senate: 04/06/2023

SB 23, introduced by J. Trebas
SB 55, introduced by S. Hinebauch
SB 63, introduced by D. Zolnikov
SB 64, introduced by D. Zolnikov
SB 65, introduced by D. Zolnikov
SB 68, introduced by B. Usher
SB 84, introduced by B. Brown
SB 105, introduced by S. Fitzpatrick
SB 113, introduced by D. Lenz
SB 128, introduced by J. Ellsworth

SB 130, introduced by F. Mandeville
SB 131, introduced by F. Mandeville
SB 158, introduced by J. Ellsworth
SB 162, introduced by D. Lenz
SB 166, introduced by R. Lynch
SB 171, introduced by K. Regier
SB 203, introduced by K. Bogner
SB 213, introduced by E. McClafferty
SB 214, introduced by E. McClafferty
SB 234, introduced by B. Usher
SB 237, introduced by S. Vance
SB 240, introduced by J. Small
SB 244, introduced by M. Cuffe
SB 254, introduced by K. Bogner
SB 260, introduced by D. Salomon
SB 263, introduced by K. Regier

Senate bills concurred in and returned to the Senate: 04/07/2023

SB 61, introduced by J. Ellis
SB 76, introduced by E. McClafferty
SB 88, introduced by W. Curdy
SB 107, introduced by S. Fitzpatrick
SB 117, introduced by S. Vance
SB 138, introduced by S. Fitzpatrick
SB 142, introduced by K. Regier
SB 155, introduced by K. Bogner
SB 163, introduced by D. Lenz
SB 164, introduced by B. Usher
SB 173, introduced by K. Bogner
SB 177, introduced by D. Zolnikov
SB 184, introduced by D. Lenz
SB 197, introduced by M. Cuffe
SB 199, introduced by G. Hertz
SB 202, introduced by G. Hertz
SB 264, introduced by K. Regier
SB 274, introduced by D. Zolnikov
SB 279, introduced by S. Fitzpatrick
SB 288, introduced by M. Cuffe
SB 289, introduced by C. Friedel
SB 293, introduced by M. Noland
SB 300, introduced by E. McClafferty
SB 307, introduced by M. Noland

Senate bills concurred as amended and returned to the Senate for concurrence in House amendments: 04/06/2023

SB 96, introduced by B. Usher
SB 169, introduced by G. Hertz

SB 285, introduced by C. Glimm

Senate bill concurred as amended and returned to the Senate for concurrence in House amendments: 04/07/2023

SB 106, introduced by S. Fitzpatrick

FIRST READING AND COMMITMENT OF BILLS

The following Senate joint resolutions were introduced, read first time, and referred to committee:

SJ 20, introduced by M. Dunwell, referred to Highways and Transportation.
SJ 21, introduced by F. Mandeville, referred to Local Government.
SJ 22, introduced by A. Olsen, referred to Highways and Transportation.

The following House bill, previously introduced, was referred to committee:

HB 963, introduced by M. Regier, referred to Taxation.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Lang in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 436 - Majority Leader Fitzpatrick moved consideration of **HB 436** be passed for the day. Without objection, so ordered.

HB 583- Majority Leader Fitzpatrick moved consideration of **HB 583** be passed for the day. Without objection, so ordered.

HB 287 - Senator O'Brien moved **HB 287** be concurred in.

HB 287 - Senator Regier moved **HB 287**, second reading copy, be amended with HB0287.002.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 287, as amended, was concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 408 - Senator Fuller moved **HB 408** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 30

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Manzella, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber, Welborn.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 535 - Senator Bogner moved **HB 535** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 689 - Senator Usher moved **HB 689** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 36

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, Kelker, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 255 - Senator Friedel moved **HB 255** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Manzella,

McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Tempel, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 39

Nays: Dunwell, Ellis, Gross, Hayman, Kelker, Mandeville, O'Brien, Olsen, Small, Trebas, Webber.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 140 - Senator Esp moved **HB 140** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 43

Nays: Beard, Emrich, Hinebauch, Mandeville, Manzella, McGillvray, Zolnikov.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 493 - Senator O'Brien moved **HB 493** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Emrich, Fuller, Lenz, Sales.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 739 - Majority Leader Fitzpatrick moved **HB 739** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Emrich, Glimm, Noland.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 556 - Senator Beard moved **HB 556** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 327 - Senator Manzella moved **HB 327** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 365 - Senator Beard moved **HB 365** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 331 - Senator Usher moved **HB 331** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch,

Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 573 - Senator Curdy moved **HB 573** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Trebas, Vance, Vermeire, Webber, Zolnikov.
Total 32

Nays: Bartel, Brown, Cuffe, Esp, Friedel, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Noland, Regier K, Tempel, Usher, Welborn.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 636 - Senator Gillespie moved **HB 636** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 41

Nays: Boldman, Dunwell, Gross, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 682 - Senator Noland moved **HB 682** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Hayman.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 751 - Senator Curdy moved **HB 751** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Brown, Glimm, Manzella, Molnar.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 167 - **House Amendments** - Majority Leader Fitzpatrick moved Do Concur in House amendments to **SB 167**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Cuffe, Esp, Glimm.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 152 - **House Amendments** - Senator Mandeville moved Do Concur in House amendments to **SB 152**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 170 - **House Amendments** - Senator Mandeville moved Do Concur in House amendments to **SB 170**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 373 - **House Amendments** - Senator Salomon moved Do Concur in House amendments to **SB 373**. Motion carried as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Bogner, Hayman, O'Brien, Olsen.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Lang moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

HB 210, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Mandeville.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 289, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch,

Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 361, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Small, Trebas, Usher, Vance, Zolnikov.
Total 30

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Tempel, Vermeire, Webber, Welborn.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 410, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 721, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Vermeire, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 744, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 38

Nays: Boldman, Dunwell, Ellis, Gross, Hayman, Kelker, Lynch, McClafferty, O'Brien, Olsen, Pope, Webber.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 745, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 37

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, Kelker, Lynch, McClafferty, Olsen, Pope, Webber.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 786, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance.
Total 29

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Vermeire, Webber, Welborn, Zolnikov.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 811, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Esp, Molnar.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 408**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Senator McKamey moved the Senate reconsider its action on **HB 276** , indefinitely postponed the previous day, and that **HB 276** be placed on second reading the next legislative day. Motion carried as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Vermeire, Webber, Welborn, Zolnikov.
Total 27

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Noland, Regier K, Tempel, Trebas, Usher, Vance.
Total 23

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Senator Small thanked the Pages for their service the past week.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 04/11/2023, the 71st legislative day. Motion carried.

Senate adjourned at 2:29 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
SEVENTY-FIRST LEGISLATIVE DAY

Helena, Montana — Senate Chambers
April 11, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SJ 20, SJ 21, SJ 22, SR 60, SR 61, SR 66, SR 67,** HB 7, **HB 36, HB 140, HB 147, HB 242, HB 255, HB 257, HB 270, HB 276, HB 327, HB 331, HB 365, HB 408, HB 419, HB 456, HB 489, HB 523, HB 529, HB 535, HB 556, HB 573, HB 612, HB 631, HB 636, HB 654, HB 674, HB 682, HB 689, HB 691, HB 697, HB 702, HB 709, HB 739, HB 750, HB 751, HB 761, HB 790, HB 791, HB 800**.
Correctly engrossed: **HB 163, HB 223, HB 287, HB 679**.
Transmitted to the House: **HB 210, HB 289, HB 361, HB 410, HB 721, HB 744, HB 745, HB 786, HB 811**.
Signed by the Secretary of the Senate at 6:30 a.m., April 6, 2023: **SB 49, SB 56, SB 58, SB 66, SB 81, SB 100, SB 101, SB 159**.
Signed by the Secretary of the Senate at 6:30 a.m., April 7, 2023: **SB 24, SB 50, SB 53, SB 70, SB 77, SB 215**.
Signed by the President at 11:10 a.m., April 07, 2023: **SB 49, SB 56, SB 58, SB 66, SB 81, SB 100, SB 101, SB 159**.
Signed by the President at 11:20 a.m., April 07, 2023: **SB 24, SB 50, SB 53, SB 70, SB 77, SB 215**.
Delivered to the Secretary of the State at 11:30 a.m., April 11, 2023: **SR 62, SR 63, SR 64**.

REPORTS OF STANDING COMMITTEES

JUDICIARY (Regier, Chair) — 04/07/2023
HB 423, be amended with HB0423.003.001 and, as amended, be concurred in.
HB 722, be concurred in.

PUBLIC HEALTH, WELFARE AND SAFETY (McGillvray, Chair) — 04/07/2023
HB 706, be concurred in.
HB 715, be concurred in.

STATE ADMINISTRATION (Cuffe, Chair) — 04/07/2023
HB 543, be concurred in.

TAXATION (Hertz, Chair) — 04/07/2023
HB 496, be concurred in.

Without objection, the committee reports were adopted.

FIRST READING AND COMMITMENT OF BILLS

The following House bill, previously introduced, was referred to committee:

HB 816, introduced by J. Kassmier, referred to Local Government.

SPECIAL ORDERS OF THE DAY

Senator Small introduced the Pages for the coming week:

Kayleen McKamey from Great Falls, Montana, sponsored by Senator McKamey
Dakota Steward from Dillon, Montana, sponsored by Senator Welborn
Hailey Torgerson from Helena, Montana, sponsored by Senators Ellis and Dunwell

THIRD READING OF BILLS

SB 152, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Noland.
Total 1

SB 167, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 170, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 373, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 41

Nays: Flowers, Gross, Hayman, Kelker, Lynch, McClafferty, O'Brien, Olsen, Webber.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 36, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 42

Nays: Beard, Emrich, Esp, Hinebauch, McGillvray, Molnar, Trebas, Usher.
Total 8

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 147, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 257, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Lang, Lynch, McClafferty, McKamey,

Molnar, Morigeau, Noland, O'Brien, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 37

Nays: Beard, Brown, Glimm, Hinebauch, Kelker, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Olsen, Regier K, Vance.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 270, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 140, concurred in as follows:

Yeas: Bartel, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lenz, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber.
Total 38

Nays: Beard, Bogner, Emrich, Fitzpatrick, Hinebauch, Lang, Lynch, Mandeville, Manzella, McGillvray, Welborn, Zolnikov.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 255, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 38

Nays: Dunwell, Ellis, Hayman, Kelker, Mandeville, O'Brien, Olsen, Pope, Small, Tempel, Trebas, Webber.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 327, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 331, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 365, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 43

Nays: Esp, Fitzpatrick, Hayman, Mandeville, McKamey, O'Brien, Usher.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 493, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President,

Noland, O'Brien, Olsen, Pope, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Emrich, Gillespie, Lenz, Sales.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 535, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 556, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 573, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Kelker, Manzella, McClafferty, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Sales, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 35

Nays: Bartel, Emrich, Esp, Friedel, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, McGillvray, Mr. President, Regier K, Salomon, Tempel.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 636, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Dunwell, Gross, Lynch, Olsen.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 682, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 689, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 739, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Zolnikov.
Total 46

Nays: Emrich, Glimm, Usher, Welborn.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 751, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Glimm, Manzella.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 676 - Majority Leader Fitzpatrick moved consideration of **HB 676** be passed for the day. Without objection, so ordered.

HB 333 - Majority Leader Fitzpatrick moved consideration of **HB 333** be passed for the day. Without objection, so ordered.

HB 575 - Senator Emrich moved **HB 575** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Zolnikov.
Total 30

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Vermeire, Webber, Welborn.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 625 - Senator Regier moved **HB 625** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Vermeire, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 659 - Senator Usher moved **HB 659** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 38

Nays: Boldman, Dunwell, Ellis, Flowers, Gross, Hayman, Kelker, Lang, O'Brien, Olsen, Pope, Webber.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 225 - Senator Hertz moved **HB 225** be concurred in. Motion carried as follows:

Yeas: Bogner, Brown, Cuffe, Dunwell, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Mandeville, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Welborn, Zolnikov.
Total 30

Nays: Bartel, Beard, Boldman, Curdy, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lang, Lynch, Manzella, Molnar, O'Brien, Olsen, Pope, Usher, Vance, Webber.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 189 - Senator Hertz moved **HB 189** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Tempel.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 447 - Majority Leader Fitzpatrick moved consideration of **HB 447** be moved to the bottom of the board. Without objection, so ordered.

HB 190 - Senator McKamey moved **HB 190** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Dunwell, Ellis, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McKamey, Molnar, Morigeau, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 37

Nays: Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Gross, Hayman, Kelker, McClafferty, McGillvray, Mr. President, Olsen, Welborn.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senator Mandeville assumed the chair.

HB 110 - Senator McKamey moved **HB 110** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Emrich, Glimm, Molnar.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 566 - Senator Fuller moved **HB 566** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 38

Nays: Boldman, Curdy, Dunwell, Gross, Hayman, Lynch, Manzella, McClafferty, O'Brien, Olsen, Pope, Webber.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HJ 6 - Senator Regier moved **HJ 6** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 438 - Senator Brown moved **HB 438** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 440 - Senator Hertz moved **HB 440** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 470 - Senator Friedel moved **HB 470** be concurred in. Motion carried as follows:

Yeas: Bartel, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, McClafferty, McGillvray,

McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Welborn, Zolnikov.
Total 39

Nays: Beard, Bogner, Brown, Emrich, Esp, Glimm, Lenz, Mandeville, Manzella, Usher, Vance.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 491 - Senator Usher moved **HB 491** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Hayman, Olsen.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 16 - Senator Manzella moved **HB 16** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 362 - Senator Usher moved **HB 362** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Glimm, Mandeville, Trebas.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 366 - Senator Usher moved **HB 366** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Emrich, Trebas.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 282 - Senator Zolnikov moved **HB 282** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber, Welborn.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 446 - Senator Molnar moved **HB 446** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Bartel, Gross, Mr. President.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 754 - Senator Manzella moved **HB 754** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,

Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 112 - House Amendments - Senator McGillvray moved Do Concur in House amendments to **SB 112**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 115 - House Amendments - Senator Lenz moved Do Concur in House amendments to **SB 115**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 181 - **House Amendments** - Senator Lenz moved Do Concur in House amendments to **SB 181**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Glimm.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 209 - House Amendments - Senator Hertz moved Do Not Concur in House amendments to **SB 209**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 448 - **House Amendments** - Senator Cuffe moved Do Concur in House amendments to **SB 448**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 447 - Senator O'Brien moved **HB 447** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 44

Nays: Glimm, Hinebauch, Molnar, Noland, Salomon, Welborn.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fiitzpatrick moved the committee **rise and beg leave to sit again**. Motion carried.

Majority Leader Fitzpatrick moved the Senate stand in recess until 4:00 p.m., this date. Without objection so ordered. Senate recessed at 3:09 p.m.

Senate reconvened at 3:57 p.m., President Ellsworth presiding.

SECOND READING
COMMITTEE OF THE WHOLE

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 791 - Senator Brown moved **HB 791** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Esp, Flowers, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, O'Brien, Olsen, Pope, Webber, Welborn, Zolnikov.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 443 - Senator Noland moved **HB 443** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 790 - Senator Friedel moved **HB 790** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 709 - Senator Regier moved **HB 709** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Olsen.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 244 - Senator Mandeville moved **HB 244** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Beard, Esp, McGillvray.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 135 - Senator McKamey moved **HB 135** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Emrich.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 348 - Majority Leader Fitzpatrick moved consideration of **HB 348** be moved to the bottom of the board. Without objection, so ordered.

HB 660 - Senator Noland moved **HB 660** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Vote totals include a change of vote from No to Yes made this date by Senator Gross, under Order of Business 9, Motions.

HB 583 - Majority Leader Fitzpatrick moved **HB 583** be concurred in.

HB 583 - Senator Small moved **HB 583**, second reading copy, be amended with HB0583.003.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 583, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Morigeau.
Total 1

HB 214 - Senator Salomon moved **HB 214** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 348 - Senator Bartel moved **HB 348** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang,

Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Ellis.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Mandeville moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 225**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 189**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 190**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 16**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 362**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 791**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 244**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved that **HB 724** be re-referred from State Administration to Local Government. Without objection, so ordered.

Majority Leader Fitzpatrick moved the President be authorized to appoint a Conference Committee, and request the House appoint a like committee, to confer on House amendments to **SB 209**. Without objection, so ordered. President Ellsworth appointed Senator Hertz, chair, and Senators Bogner and Pope.

Senator Gross moved to change her second reading vote on **HB 660** from No to Yes. Without objection, so ordered.

UNFINISHED BUSINESS

Senator Olsen moved the following undersigned name be **ADDED** as sponsor to **SR 22:**
Senator Friedel

Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 04/12/2023, the 72nd legislative day. Motion carried.

Senate adjourned at 4:57 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
SEVENTY-SECOND LEGISLATIVE DAY

Helena, Montana — Senate Chambers
April 12, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. Forty-eight members present. Senators Bartel and Zolnikov, excused. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **HB 16, HB 110, HB 135, HB 189, HB 190, HB 214, HB 225, HB 244, HB 282, HB 348, HB 362, HB 366, HB 438, HB 440, HB 443, HB 446, HB 447, HB 470, HB 491, HB 496, HB 543, HB 566, HB 575, HB 625, HB 659, HB 660, HB 706, HB 709, HB 715, HB 722, HB 754, HB 790, HB 791, HJ 6**.
Correctly engrossed: **HB 423, HB 583**.
Transmitted to the House: **HB 36, HB 140, HB 147, HB 255, HB 257, HB 270, HB 327, HB 331, HB 365, HB 493, HB 535, HB 556, HB 573, HB 636, HB 682, HB 689, HB 739, HB 751**.
Signed by the Secretary of the Senate at 3:15 p.m., April 7, 2023: **SR 59, SR 65**.
Signed by the President at 10:40 a.m., April 12, 2023: **SR 59, SR 65**.
Delivered to the Secretary of State at 12:15 p.m., April 12, 2023: **SR 59, SR 65**.
Delivered to the Secretary of State at 4:35 p.m., April 12, 2023: **SJ 7**.
Signed by the Speaker at 2:00 p.m., April 07, 2023: **SB 13, SB 21, SB 36, SB 43, SB 67, SB 98, SB 111, SB 120**.
Signed by the Speaker at 10:00 a.m., April 12, 2023: **SB 1, SB 5, SB 39, SB 48, SB 57, SB 69**.
Delivered to the Governor at 11:25 a.m., April 12, 2023: **SB 1, SB 5, SB 13, SB 21, SB 36, SB 39, SB 43, SB 48, SB 57, SB 67, SB 69, SB 98, SB 111, SB 120**.

REPORTS OF STANDING COMMITTEES

FINANCE AND CLAIMS (Esp, Chair) — 04/12/2023
HB 9, be concurred in.
HB 11, be concurred in.
HB 12, be concurred in.
HB 114, be concurred in.
HB 408, be concurred in.
HB 922, be concurred in.

JUDICIARY (Regier, Chair) — 04/11/2023
HB 322, be amended with HB0322.002.001 and, as amended, be concurred in.
HB 452, be amended with HB0452.001.001 and, as amended, be concurred in.
HB 697, be amended with HB0697.002.002 and, as amended, be concurred in.
HB 743, be concurred in.

PUBLIC HEALTH, WELFARE AND SAFETY (McGillvray, Chair) 04/07/2023
HB 317, be amended with HB0317.002.004 and, as amended, be concurred in.

Without objection, the committee reports were adopted.

THIRD READING OF BILLS

HB 110, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 44

Nays: Esp, Glimm, Hertz, Noland.
Total 4

Voted absentee: None.
Total 0

Excused: Bartel, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 135, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 46

Nays: Glimm, Noland.
Total 2

Voted absentee: None.
Total 0

Excused: Bartel, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 214, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bartel, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 282, concurred in as follows:

Yeas: Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: Bartel, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 348, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President,

Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 45

Nays: Ellis, Gross, Olsen.
Total 3

Voted absentee: None.
Total 0

Excused: Bartel, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 366, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn.
Total 46

Nays: Emrich, Trebas.
Total 2

Voted absentee: None.
Total 0

Excused: Bartel, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 438, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bartel, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 440, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bartel, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 443, concurred in as follows:

Yeas: Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: Bartel, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 446, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 47

Nays: Gross.
Total 1

Voted absentee: None.
Total 0

Excused: Bartel, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 447, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 43

Nays: Glimm, Hinebauch, Manzella, Molnar, Noland.
Total 5

Voted absentee: None.
Total 0

Excused: Bartel, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 470, concurred in as follows:

Yeas: Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lynch, McClafferty, McGillvray, McKamey,

Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn.
Total 38

Nays: Bogner, Brown, Emrich, Glimm, Hinebauch, Lenz, Mandeville, Manzella, Noland, Usher.
Total 10

Voted absentee: None.
Total 0

Excused: Bartel, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 491, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 47

Nays: Hayman.
Total 1

Voted absentee: None.
Total 0

Excused: Bartel, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 566, concurred in as follows:

Yeas: Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,
Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: Bartel, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 575, concurred in as follows:

Yeas: Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance.
Total 30

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Vermeire, Webber, Welborn.
Total 18

Voted absentee: None.
Total 0

Excused: Bartel, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 625, concurred in as follows:

Yeas: Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance.
Total 30

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Vermeire, Webber, Welborn.
Total 18

Voted absentee: None.
Total 0

Excused: Bartel, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 659, concurred in as follows:

Yeas: Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Small, Trebas, Usher, Vance, Vermeire, Welborn.
Total 34

Nays: Boldman, Dunwell, Ellis, Flowers, Gross, Hayman, Kelker, Lang, O'Brien, Olsen, Pope, Salomon, Tempel, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: Bartel, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 660, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bartel, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 709, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 47

Nays: Olsen.
Total 1

Voted absentee: None.
Total 0

Excused: Bartel, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 754, concurred in as follows:

Yeas: Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,
Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: Bartel, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 790, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bartel, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HJ 6, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber.
Total 46

Nays: Tempel, Welborn.
Total 2

Voted absentee: None.
Total 0

Excused: Bartel, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator McGillvray in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 541 – Majority Leader Fitzpatrick moved consideration of **HB 541** be passed for the day. Without objection, so ordered.

HB 101 – Majority Leader Fitzpatrick moved consideration of **HB 101** be passed for the day. Without objection, so ordered.

HB 338 - Senator O'Brien moved **HB 338** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 46

Nays: Gillespie, Hinebauch, Trebas.
Total 3

Voted absentee: Zolnikov, Aye.

Excused: Bartel, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 396 - Senator Fuller moved **HB 396** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Dunwell.
Total 1

Voted absentee: None.
Total 0

Excused: Bartel.
Total 1

Absent or not voting: Lynch.
Total 1

HB 504 - Senator Fuller moved **HB 504** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bartel.
Total 1

Absent or not voting: None.
Total 0

SR 60 - Senator Small moved the nomination transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 60**. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bartel.
Total 1

Absent or not voting: None.
Total 0

SR 61 - Senator Small moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 61**. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bartel.
Total 1

Absent or not voting: None.
Total 0

SR 66 - Senator Small moved the nomination transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 66**. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bartel.
Total 1

Absent or not voting: None.
Total 0

SR 67 - Senator Small moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 67**. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Molnar.
Total 1

Voted absentee: None.
Total 0

Excused: Bartel.
Total 1

Absent or not voting: None.
Total 0

HB 729 - Senator W. Sales moved **HB 729** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bartel.
Total 1

Absent or not voting: None.
Total 0

HB 456 - Senator B. Brown moved **HB 456** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Curdy, Dunwell, McClafferty, O'Brien, Olsen.
Total 5

Voted absentee: None.
Total 0

Excused: Bartel.
Total 1

Absent or not voting: None.
Total 0

HB 19 - Senator Small moved **HB 19** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President,

Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Hinebauch.
Total 1

Voted absentee: None.
Total 0

Excused: Bartel.
Total 1

Absent or not voting: None.
Total 0

HB 489 - Senator Dunwell moved **HB 489** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Lang.
Total 1

Voted absentee: None.
Total 0

Excused: Bartel.
Total 1

Absent or not voting: None.
Total 0

HB 679 - Senator Manzella moved **HB 679** be concurred in. Motion carried as follows:

Yeas: Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Kelker, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 40

Nays: Bogner, Emrich, Hayman, Hinebauch, Lang, Lenz, Mandeville, Tempel, Usher.
Total 9

Voted absentee: None.
Total 0

Excused: Bartel.
Total 1

Absent or not voting: None.
Total 0

HB 750 - Senator Olsen moved **HB 750** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bartel.
Total 1

Absent or not voting: None.
Total 0

HB 174 - Senator Usher moved **HB 174** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Brown, Cuffe, Dunwell, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 33

Nays: Boldman, Curdy, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber, Welborn.
Total 16

Voted absentee: None.
Total 0

Excused: Bartel.
Total 1

Absent or not voting: None.
Total 0

HB 29 - Senator Lenz moved **HB 29** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bartel.
Total 1

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise, report progress, and beg leave to sit again.** Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bartel, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 396**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 174**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 29**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator McGillvray in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 465 - Senator Pope moved **HB 465** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bartel.
Total 1

Absent or not voting: None.
Total 0

HB 374 - Senator Beard moved **HB 374** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bartel.
Total 1

Absent or not voting: None.
Total 0

HB 640 - Senator Friedel moved **HB 640** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bartel.
Total 1

Absent or not voting: None.
Total 0

HB 802 - Senator B. Brown moved **HB 802** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Mandeville.
Total 1

Voted absentee: None.
Total 0

Excused: Bartel.
Total 1

Absent or not voting: None.
Total 0

HB 439 - Senator Vance moved **HB 439** be concurred in. Motion carried as follows:

Yeas: Beard, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lynch, Manzella, McClafferty, McKamey, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Vance, Vermeire, Welborn.
Total 33

Nays: Bogner, Dunwell, Ellis, Fox, Friedel, Gross, Hayman, Lenz, Mandeville, McGillvray, Molnar, Morigeau, Tempel, Usher, Webber, Zolnikov.
Total 16

Voted absentee: None.
Total 0

Excused: Bartel.
Total 1

Absent or not voting: None.
Total 0

HB 519 - Senator Bogner moved **HB 519** be concurred in.
.
HB 519 - Senator Olsen moved **HB 519**, second reading copy, be amended with HB0519.002.003. Amendment **not adopted** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Gross, Hayman, Kelker, Lang, Lenz, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Tempel, Webber, Welborn.
Total 23

Nays: Beard, Bogner, Brown, Cuffe, Emrich, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Salomon, Small, Trebas, Usher, Vance, Vermeire.
Total 25

Voted absentee: None.
Total 0

Excused: Bartel, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 519 - Thereupon, the Senate reverted to the original motion of Senator Bogner which passed as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 35

Nays: Dunwell, Ellis, Emrich, Flowers, Fox, Hayman, Lenz, Lynch, McClafferty, Molnar, Morigeau, Olsen, Webber, Welborn.
Total 14

Voted absentee: None.
Total 0

Excused: Bartel.
Total 1

Absent or not voting: None.
Total 0

President Ellsworth assumed the chair.

HB 461 - Senator Manzella moved **HB 461** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 32

Nays: Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: Bartel.
Total 1

Absent or not voting: None.
Total 0

HB 500 - Senator Friedel moved **HB 500** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Fuller.
Total 1

Voted absentee: None.
Total 0

Excused: Bartel.
Total 1

Absent or not voting: None.
Total 0

HB 545 - Senator Brown moved **HB 545** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Gross.
Total 1

Voted absentee: None.
Total 0

Excused: Bartel.
Total 1

Absent or not voting: None.
Total 0

HB 603 - Senator Webber moved **HB 603** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bartel.
Total 1

Absent or not voting: None.
Total 0

HB 314 - Senator Vermeire moved **HB 314** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Esp, Mandeville.
Total 2

Voted absentee: None.
Total 0

Excused: Bartel.
Total 1

Absent or not voting: None.
Total 0

HB 358 - Majority Leader Fitzpatrick moved **HB 358** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 41

Nays: Dunwell, Ellis, Gross, Hayman, Lynch, McClafferty, Olsen, Webber.
Total 8

Voted absentee: None.
Total 0

Excused: Bartel.
Total 1

Absent or not voting: None.
Total 0

SB 8 - **House Amendments** - Senator O'Brien moved do concur in House amendments to **SB 8**. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Glimm.
Total 1

Voted absentee: None.
Total 0

Excused: Bartel.
Total 1

Absent or not voting: None.
Total 0

SB 42 - **House Amendments** - Senator Hinebauch moved do concur in House amendments to **SB 42**. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bartel.
Total 1

Absent or not voting: None.
Total 0

SB 247 - **House Amendments** - Majority Leader Fitzpatrick moved **do not concur** in House amendments to **SB 247**. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bartel.
Total 1

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bartel, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved the President be authorized to appoint a Conference Committee, and request the House appoint a like committee, to confer on Governor's amendments to **SB 6**. Motion carried.

President Ellsworth appointed Majority Leader Fitzpatrick, chair, and Senators Esp and Gross.

Majority Leader Fitzpatrick moved the President be authorized to appoint a Conference Committee, and request the House appoint a like committee, to confer on House amendments to **SB 247**. Motion carried.

President Ellsworth appointed Majority Leader Fitzpatrick, chair, and Senators Boldman and Hertz.

Senator Friedel moved that **HB 486** be taken from the Highways and Transportation Committee and brought before the Committee of the Whole the next legislative day. Motion **failed** as follows:

Yeas: Bogner, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gross, Hayman, Kelker, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Salomon, Small, Trebas, Vermeire, Webber, Mr. President.
Total 24

Nays: Beard, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, Noland, Regier K, Sales, Tempel, Usher, Vance, Welborn.
Total 24

Voted absentee: None.

Excused: Bartel, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 04/13/2023, the 73rd legislative day. Motion carried.

Senate adjourned at 3:00 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
SEVENTY-THIRD LEGISLATIVE DAY

Helena, Montana — Senate Chambers
April 13, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **HB 9, HB 11, HB 12, HB 19, HB 29, HB 114, HB 174, HB 314, HB 338, HB 358, HB 374, HB 396, HB 408, HB 439, HB 456, HB 461, HB 465, HB 489, HB 500, HB 504, HB 519, HB 545, HB 603, HB 640, HB 679, HB 729, HB 743, HB 750, HB 802, HB 922**.
Correctly engrossed: **HB 317, HB 322, HB 452, HB 697**.
Transmitted to the House: **HB 110, HB 135, HB 214, HB 282, HB 348, HB 366, HB 438, HB 440, HB 443, HB 446, HB 447, HB 470, HB 491, HB 566, HB 575, HB 625, HB 659, HB 660, HB 709, HB 754, HB 790, HJ 6**.
Signed by the Secretary of the Senate at 6:30 a.m., March 27, 2023: **SB 98, SB 111, SB 120**.
Signed by the Secretary of the Senate at 10:45 a.m., March 30, 2023: **SB 1, SB 5, SB 39, SB 48, SB 57, SB 69**.
Signed by the Secretary of the Senate at 3:55 p.m., April 4, 2023: **SB 13, SB 21, SB 36, SB 43, SB 67**.
Signed by the Secretary of the Senate at 3:15 p.m., April 7, 2023: **SR 59, SR 65**.
Signed by the President at 9:00 a.m., March 29, 2023: **SB 98, SB 111, SB 120**.
Signed by the President at 10:25 a.m., March 31, 2023: **SB 1, SB 5, SB 39, SB 48, SB 57, SB 69**.
Signed by the President at 4:45 p.m., April 5, 2023: **SB 13, SB 21, SB 36, SB 43, SB 67**.
Signed by the President at 10:40 a.m., April 12, 2023: **SR 59, SR 65**.
Signed by the Speaker at 2:00 p.m., April 07, 2023: **SB 13, SB 21, SB 36, SB 43, SB 67, SB 98, SB 111, SB 120**.
Signed by the Speaker at 10:00 a.m., April 12, 2023: **SB 1, SB 5, SB 39, SB 48, SB 57, SB 69**.
Delivered to the Secretary of State at 12:15 p.m., April 12, 2023: **SR 59, SR 65**.
Delivered to the Governor at 11:25 a.m., April 12, 2023: **SB 1, SB 5, SB 13, SB 21, SB 36, SB 39, SB 43, SB 48, SB 57, SB 67, SB 69, SB 98, SB 111, SB 120**.

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Small, Chair) — 04/13/2023
HB 62, be amended with HB0062.003.001 and, as amended, be concurred in.
HB 449, be concurred in.
HB 539, be amended with HB0539.002.001 and, as amended, be concurred in.
HB 828, be concurred in.
HB 836, be concurred in.
HB 889, be amended with HB0889.002.002 and, as amended, be concurred in.

EDUCATION AND CULTURAL RESOURCES (Salomon, Chair) 04/12/2023
HB 234, be amended with HB0234.002.001 and, as amended, be concurred in.
HB 346, be concurred in.
HB 394, be concurred in.
HB 403, be amended with HB0403.001.001 and, as amended, be concurred in.
HB 482, be amended with HB0482.001.001 and, as amended, be concurred in.

FINANCE AND CLAIMS (Esp, Chair) 04/12/2023
HB 243, be amended with HB0243.004.007 and, as amended, be concurred in.
HB 408, be concurred in.

LOCAL GOVERNMENT (Friedel, Chair) 04/12/2023
HB 33, be concurred in.
HB 35, be amended with HB0035.002.001 and, as amended, be concurred in.
HB 118, be amended with HB0118.002.001 and, as amended, be concurred in.
HB 198, be amended with HB0198.001.002 and, as amended, be concurred in.
HB 215, be concurred in.
HB 241, be amended with HB0241.001.001 and, as amended, be concurred in.
HB 262, be concurred in.
HB 364, be amended with HB0364.002.002 and, as amended, be concurred in.
HB 433, be concurred in.
HB 435, be concurred in.
HB 455, be amended with HB0455.002.001 and, as amended, be concurred in.
HB 534, be concurred in.
HB 592, be concurred in.
HB 685, be concurred in.
HB 731, be concurred in.
HB 748, be concurred in.

PUBLIC HEALTH, WELFARE AND SAFETY (McGillvray, Chair) 04/12/2023
HB 45, be concurred in.
HB 544, be concurred in.
HB 862, be concurred in.

STATE ADMINISTRATION (Cuffe, Chair) 04/12/2023
HB 360, be concurred in.
HB 845, be concurred in.
HB 855, be concurred in.
HB 947, be concurred in.

Without objection, the committee reports were adopted.

REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE
on Senate Amendments to House Bill 334
Report No. 001, April 12, 2023

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered Senate amendments to **House Bill 334** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 334** (reference copy -- salmon) be Rejected as Amended.

For the Senate:	For the House:
Senator Salomon, Chair	Representative Bishop
Senator O'Brien	Representative Ler
Senator Hertz	Representative A. Regier

MESSAGES FROM THE GOVERNOR

March 14, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Crime Control
MCA § 2-15-2008

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Laurie Barron**, 1058 7th St W, Whitefish, MT 59937, who has been appointed to serve starting March 17, 2023, and through January 1, 2027. Ms. Barron fulfills the qualifications as an educator representative. I support the confirmation of Ms. Barron.
- **Eric Bryson**, 837 South California St., Helena, MT 59601, who has been appointed to serve a term starting March 17, 2023, and through January 1, 2027. Mr. Bryson fulfills the qualifications as a representative of Montana Association of Counties. I support the confirmation of Mr. Bryson.

- **Richard Kirn**, PO Box 1267, Poplar, MT 59255, who has been appointed to serve a term starting March 17, 2023, and through January 1, 2027. Mr. Kirn fulfills the qualifications as a tribal government representative. I support the confirmation of Mr. Kirn.
- **Amanda Myers**, 119 1st Avenue North, Suite 300, Great Falls 59404, who has been appointed to serve a term starting March 17, 2023 and through January 1, 2027. Ms. Myer fulfills the qualification as a US Attorney's Office Representative. I support the confirmation of Ms. Meyers.
- **Beth McLaughlin**, 301 S. Park, Ste 328, Helena, MT 59620, who has been appointed to serve a term starting March 17, 2023, and through January 1, 2027. Ms. McLaughlin fulfills the qualifications as a judiciary representative. I support the confirmation of Ms. McLaughlin.
- **Kaydee Ruiz**, 315 4th St, Havrer, MT 59501, who has been appointed to serve a term starting March 17, 2023, and through January 1, 2027. Ms. Ruiz fulfills the qualifications as a judiciary representative. I support the confirmation of Ms. Ruiz.
- **Brett Schandelson**, 1836 Madera Drive, Missoula, MT 59802, who was appointed to serve a term starting March 17, 2023, and through January 1, 2027. Mr. Schandelson fulfills the qualification as a US Attorney's office representative. I support the confirmation of Mr. Schandelson.
- **Katie Weston**, 2615 4th Ave. South, Billings, MT 59101, who was appointed to serve a term starting March 17, 2023, and through January 5, 2025. Ms. Weston fulfills the qualification as a Judiciary Representative. I support the confirmation of Ms. Weston.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

April 10, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Board of Aeronautics
MCA § 2-15-2506

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Robert Bergeson**, PO Box 333, Seeley Lake, MT 59868, who was appointed on March 1, 2023, and whose term expires January 1, 2027. Mr. Bergeson fulfills the requirements as an interstate airline member. I support the confirmation of Mr. Bergeson.
- **Matthew Prinkki**, 1040 North 31st St.., Billings, MT 59101, who was appointed on April 10, 2023, and whose term expires January 1, 2027. Mr. Prinkki fulfills the requirements as a member actively engaged in aviation education in this state.
- **Bill Lepper**, 6645 Farm to Market Road, Whitefish, MT 59937, who was appointed on March 1, 2023, and whose term expires January 1, 2027. Mr. Lepper fulfills the requirements as a fixed based operator. I support the confirmation of Mr. Lepper.
- **Tom Schoenleben**, 641 Willoughby Lane, Stevensville, MT 59870, who was appointed on March 1, 2023, and whose term expires January 1, 2027. Mr. Schoenleben fulfills the requirements as a public member. I support the confirmation of Mr. Schoenleben.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

April 13, 2023

The Honorable Jason Ellsworth
Senate President
Montana State Senate
Helena, MT 59620

By Hand and Electronic Delivery

Dear President Ellsworth:

In accordance with Montana Code Annotated §§ 5-5-301 and 5-5-302, I submit to you and the Montana Senate the following board appointments for confirmation.

Coal Board
MCA § 2-15-1821

As required by MCA § 5-5-302, I am submitting to the Senate for confirmation the following persons who were appointed during the recess of the legislature:

- **Sandra Jones**, P.O. Box 156, Roundup Montana 59072, is appointed to serve a term starting April 10, 2023, and through January 1, 2027. Ms. Jones fulfills the qualifications of District 2 - Public Administration. I support the confirmation of Ms. Jones.
- **Tim Schaff**, 924 5th Street West, Roundup Montana 59072, is appointed to serve a term starting April 10, 2023, and through January 1, 2027. Mr. Schaff fulfills the qualifications of District 2 - Expertise in Education. I support the confirmation of Mr. Schaff.
- **Sandra Tutvedt**, 1333 Church Dr, Kalispell Montana 59901, is appointed to serve a term starting April 10, 2023, and through January 1, 2027. Ms. Tutvedt fulfills the qualifications of District 2 - Public Administration. I support the confirmation of Ms. Tutvedt.

I have included the appointees' resumes, biographies, or other qualification documentation for your consideration.

I have asked Hannah Slusser, my Boards and Appointments Director, to coordinate with your office and Legislative Services as these appointments move through the confirmation process. Ms. Slusser can be reached at 444-5665 or by email at Hannah.Slusser@mt.gov.

Thank you for your consideration and service.

Sincerely,

Greg Gianforte
GOVERNOR

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate bills concurred in and returned to the Senate:

04/12/2023

SB 165, introduced by B. Usher
SB 174, introduced by W. McKamey
SB 178, introduced by D. Zolnikov
SB 220, introduced by C. Glimm
SB 236, introduced by G. Hertz
SB 262, introduced by D. Zolnikov
SB 269, introduced by G. Hertz
SB 270, introduced by K. Regier
SB 286, introduced by S. Fitzpatrick
SB 309, introduced by D. Bartel
SB 310, introduced by J. Small
SB 313, introduced by K. Regier
SB 324, introduced by B. Brown
SB 356, introduced by S. Hinebauch
SB 363, introduced by B. Usher
SB 398, introduced by B. Gillespie
SB 400, introduced by J. Fuller

Senate joint resolutions concurred in and returned to the Senate: 04/12/2023

SJ 3, introduced by R. Lynch
SJ 14, introduced by M. Lang
SJ 16, introduced by M. Cuffe

Senate bills concurred in as amended and returned to the Senate for concurrence in House amendments: 04/12/2023

SB 74, introduced by W. McKamey
SB 265, introduced by M. Noland

Senate joint resolutions concurred in as amended and returned to the Senate for concurrence in House amendments: 04/12/2023

SJ 17, introduced by M. Fox
SJ 18, introduced by J. Fuller

FIRST READING AND COMMITMENT OF BILLS

The following Senate resolutions were introduced, read first time, and referred to committee:

SR 70, introduced by J. Small, referred to Energy and Telecommunications.
SR 71, introduced by K. Regier, referred to Judiciary.

The following House bill, previously introduced, was referred to committee:

HB 437, introduced by K. Zolnikov, referred to Business, Labor and Economic Affairs.

THIRD READING OF BILLS

SB 8, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Esp, Glimm.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 42, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 112, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 36

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, McClafferty, O'Brien, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Vote totals include a change of vote by Senator Dunwell from Yes to No, made this date under Order of Business 9, Motions.

SB 115, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 181, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 448, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch,

Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 50

Nays: None.
Total 0

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 287, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Hinebauch, Mr. President, Tempel, Trebas.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 583, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 19, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Esp, Lang.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 314, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Esp, Mandeville.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 338, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Hinebauch, Tempel, Trebas.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 358, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Gross, Olsen.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 374, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch,

Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 439, concurred in as follows:

Yeas: Beard, Boldman, Brown, Cuffe, Curdy, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Hayman, Hinebauch, Manzella, McGillvray, McKamey, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Trebas, Vance, Vermeire, Welborn.
Total 28

Nays: Bartel, Bogner, Dunwell, Ellis, Emrich, Friedel, Gross, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, Molnar, Morigeau, Mr. President, Olsen, Tempel, Usher, Webber, Zolnikov.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 456, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Gross, Hayman, McClafferty.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 114, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 461, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 35

Nays: Curdy, Dunwell, Ellis, Esp, Flowers, Gross, Hayman, Kelker, Lynch, McClafferty, Olsen, Pope, Sales, Webber, Welborn.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 465, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 489, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Lang.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 500, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch,

Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 504, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 519, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 39

Nays: Bartel, Cuffe, Emrich, Flowers, Gross, Hayman, Lang, Lenz, Lynch, McClafferty, Olsen.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 545, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 603, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 640, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 679, concurred in as follows:

Yeas: Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Kelker, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Regier K, Sales, Small, Trebas, Usher, Vance, Vermeire, Webber.
Total 34

Nays: Bartel, Bogner, Emrich, Esp, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Mr. President, Noland, Salomon, Tempel, Welborn, Zolnikov.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 729, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch,

Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 750, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 802, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 408, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 329- Majority Leader Fitzpatrick moved consideration of **HB 329** be passed for the day. Without objection, so ordered.

HB 712 - Senator Vance moved **HB 712** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,

Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 693 - Majority Leader Fitzpatrick moved **HB 693** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Dunwell, Morigeau, Olsen.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 543 - Senator Vance moved **HB 543** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 303 - Senator McGillvray moved **HB 303** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Welborn, Zolnikov.
Total 29

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senator Ellis assumed the chair.

HB 422 - Senator Glimm moved **HB 422** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 524 - Majority Leader Fitzpatrick moved **HB 524** be concurred in. Motion **failed** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Lang, Lenz, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Small, Usher, Vance, Welborn.
Total 25

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gross, Hayman, Hinebauch, Kelker, Lynch, Mandeville, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Trebas, Vermeire, Webber, Zolnikov.
Total 25

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 524 - Majority Leader Fitzpatrick moved **HB 524** be **indefinitely postponed**. Motion carried as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Glimm, Gross, Hinebauch, Kelker, Lynch, Mandeville, McClafferty, Molnar, Morigeau, O'Brien, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn, Zolnikov.
Total 26

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Hayman, Hertz, Lang, Lenz, Manzella, McGillvray, McKamey, Mr. President, Noland, Olsen, Regier K, Trebas, Usher, Vance.
Total 24

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 436 - Senator Emrich moved **HB 436** be concurred in. Motion **failed** as follows:

Yeas: Bogner, Brown, Emrich, Fuller, Glimm, Hinebauch, Mandeville, Manzella, Molnar, Noland, Regier K, Trebas, Usher, Vance, Zolnikov.
Total 15

Nays: Bartel, Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn.
Total 35

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 436 - Majority Leader Fitzpatrick moved **HB 436** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Welborn.
Total 41

Nays: Bogner, Brown, Emrich, Hinebauch, Manzella, Regier K, Trebas, Usher, Zolnikov.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 309 - Senator Regier moved **HB 309** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey,
Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber, Zolnikov.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 333 - Senator Dunwell moved **HB 333** be concurred in.

HB 333 - Senator Dunwell moved **HB 333**, second reading copy, be amended with HB0333.004.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 333, as amended, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Emrich, Regier K.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 758 - Senator Small moved **HB 758** be concurred in. Motion **failed** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Small, Vermeire, Webber, Welborn.
Total 20

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Zolnikov.
Total 30

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 758 - Majority Leader Fitzpatrick moved **HB 758** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Welborn, Zolnikov.
Total 40

Nays: Curdy, Dunwell, Ellis, Friedel, Gross, Mandeville, Morigeau, Olsen, Webber.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Usher.
Total 1

HB 115 - Majority Leader Fitzpatrick moved **HB 115** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 40

Nays: Dunwell, Ellis, Hayman, Lynch, McClafferty, Molnar, Olsen, Pope, Webber, Welborn.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 242 - Senator Gillespie moved **HB 242** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hertz, Kelker, Lynch, Mandeville, Manzella, McKamey, Morigeau, Mr. President, Noland, Pope, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber.
Total 30

Nays: Bartel, Brown, Cuffe, Emrich, Esp, Fuller, Glimm, Hayman, Hinebauch, Lang, Lenz, McClafferty, McGillvray, Molnar, O'Brien, Olsen, Regier K, Tempel, Welborn, Zolnikov.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 305 - Senator Small moved **HB 305** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 40

Nays: Emrich, Esp, Fuller, Glimm, Hinebauch, Lang, Lenz, McGillvray, Regier K, Tempel.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 477 - Senator Fox moved **HB 477** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 40

Nays: Bartel, Emrich, Esp, Glimm, Hinebauch, Lenz, Manzella, Noland, Regier K, Salomon.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 490 - Senator Gillespie moved **HB 490** be concurred in. Motion carried as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Manzella, McClafferty, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 34

Nays: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fuller, Glimm, Hinebauch, Lang, Lenz, Lynch, Mandeville, McGillvray, Molnar, Usher.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 676 - Majority Leader Fitzpatrick moved consideration of **HB 676** be moved to the bottom of the second agenda. Without objection, so ordered.

HB 499 - Senator Curdy moved **HB 499** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Emrich, Fuller, Glimm, Noland.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 529 - Senator Zolnikov moved **HB 529** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 41

Nays: Cuffe, Dunwell, Esp, Glimm, McClafferty, Molnar, Olsen, Salomon, Welborn.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 74 - **House Amendments** - Senator McKamey moved do concur in House amendments to **SB 74**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Glimm, Noland.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 106 - **House Amendments** - Majority Leader Fitzpatrick moved do concur in House amendments to **SB 106**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Glimm, Noland.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 18 - **House Amendments** - Senator Fuller moved do concur in House amendments to **SJ 18**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch,

Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 674 - Senator Usher moved **HB 674** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 44

Nays: Ellis, Gross, Hayman, Kelker, Olsen, Webber.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Ellis moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Dunwell, Olsen.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Senator Dunwell moved to change her third reading vote on **SB 112** from Yes to No. Without objection, so ordered.

Senator Small moved that **HB 164** be taken from the Business, Labor and Economic Affairs Committee and brought before the Committee of the Whole the next legislative day. Motion carried as follows:

Yeas: Bartel, Boldman, Brown, Cuffe, Curdy, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Kelker, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Pope, Regier K, Small, Trebas, Vance, Vermeire, Webber, Zolnikov, Mr. President.
Total 35

Nays: Beard, Bogner, Dunwell, Emrich, Esp, Hayman, Hinebauch, Lang, Lenz, Olsen, Sales, Salomon, Tempel, Usher, Welborn.
Total 15

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved that **HB 412** be taken from the Legislative Administration Committee and brought before the Committee of the Whole the next legislative day. Motion carried as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Manzella, McClafferty, McGillvray, McKamey, Molnar, Noland, Regier K, Salomon, Small, Trebas, Vance, Vermeire, Welborn, Zolnikov, Mr. President.
Total 31

Nays: Beard, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, Mandeville, Morigeau, O'Brien, Olsen, Pope, Sales, Tempel, Usher, Webber.
Total 19

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 04/14/2023, the 74th legislative day. Motion carried.

Senate adjourned at 3:46 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
SEVENTY-FOURTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
April 14, 2023 — State Capitol

Roll Call. All members present. Quorum present.

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Correctly printed: **SR 70, SR 71, HB 33, HB 45, HB 115, HB 164, HB 215, HB 242, HB 262, HB 303, HB 305, HB 309, HB 346, HB 360, HB 394, HB 412, HB 422, HB 433, HB 435, HB 449, HB 477, HB 490, HB 499, HB 529, HB 534, HB 543, HB 544, HB 592, HB 674, HB 685, HB 693, HB 712, HB 731, HB 748, HB 828, HB 836, HB 845, HB 855, HB 862, HB 947**.

Correctly engrossed: **HB 35, HB 62, HB 118, HB 198, HB 234, HB 241, HB 243, HB 333, HB 364, HB 403, HB 455, HB 482, HB 539, HB 889**.
Examined by the sponsor and found to be correct: **SB 23, SB 55, SB 64, SB 65, SB 68, SB 84, SB 88, SB 105, SB 107, SB 113, SB 128, SB 131, SB 138, SB 142, SB 158, SB 162**.
Transmitted to the House: **HB 19, HB 114, HB 287, HB 314, HB 338, HB 358, HB 374, HB 408, HB 439, HB 456, HB 461, HB 465, HB 489, HB 500, HB 504, HB 519, HB 545, HB 583, HB 603, HB 640, HB 679, HB 729, HB 750, HB 802**.
Correctly enrolled: **SB 23, SB 55, SB 64, SB 65, SB 68, SB 84, SB 88, SB 105, SB 107, SB 113, SB 128, SB 131, SB 138, SB 142, SB 158, SB 162**

REPORTS OF STANDING COMMITTEES

Agriculture, Livestock and Irrigation (Lang, Chair) — 04/13/2023
HB 487, be amended with HB0487.002.001 and, as amended, be concurred in.

Business, Labor, and Economic Affairs (Small, Chair) — 04/13/2023
HB 652, be amended with HB0652.001.003 and, as amended, be concurred in.

Finance and Claims (Esp, Chair) — 04/13/2023
HB 10, be amended with HB0010.002.007 and, as amended, be concurred in.
HB 29, be concurred in.
HB 91, be amended with HB0091.003.002 and, as amended, be concurred in.
HB 174, be concurred in.
HB 189, be concurred in.
HB 217, be concurred in.
HB 225, be concurred in.
HB 244, be concurred in.
HB 245, be concurred in.
HB 297, be concurred in.
HB 377, be concurred in.
HB 396, be concurred in.
HB 597, be amended with HB0597.002.001 and, as amended, be concurred in.
HB 707, be amended with HB0707.001.001 and, as amended, be concurred in.

Judiciary (Regier, Chair) 04/13/2023
HB 359, be amended with HB0359.002.006 and, as amended, be concurred in.
HB 479, be concurred in.
HB 517, be concurred in.
HB 551, be concurred in.
HB 886, be concurred in.
HB 915, be concurred in.
HB 937, be concurred in.
HB 941, be amended with HB0941.002.002 and, as amended, be concurred in.
HB 968, be concurred in.
HB 460, be concurred in.
HB 520, be amended with HB0520.001.003 and, as amended, be concurred in.
HB 561, be amended with HB0561.002.001 and, as amended, be concurred in.
HB 656, be concurred in.

Without objection, the committee reports were adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate Bills concurred in and returned to the Senate:

04/13/2023

SB 10, introduced by S. O'Brien
SB 16, introduced by G. Hertz
SB 32, introduced by M. Cuffe
SB 33, introduced by M. Cuffe
SB 60, introduced by R. Tempel
SB 143, introduced by J. Esp
SB 150, introduced by D. Lenz
SB 154, introduced by K. Regier
SB 208, introduced by J. Small
SB 228, introduced by J. Small
SB 275, introduced by F. Mandeville
SB 281, introduced by P. Flowers
SB 284, introduced by C. Glimm
SB 301, introduced by G. Hertz
SB 308, introduced by K. Bogner
SB 314, introduced by S. Fitzpatrick
SB 330, introduced by G. Hertz
SB 338, introduced by M. Cuffe
SB 339, introduced by K. Bogner
SB 340, introduced by J. Small

Senate Bills concurred in and returned to the Senate:

04/13/2023

SB 344, introduced by B. Usher
SB 354, introduced by B. Brown
SB 358, introduced by G. Hertz
SB 377, introduced by S. Fitzpatrick
SB 378, introduced by S. Fitzpatrick

SB 391, introduced by B. Usher
SB 396, introduced by K. Bogner
SB 406, introduced by J. Trebas
SB 411, introduced by B. Usher
SB 414, introduced by J. Ellsworth
SB 416, introduced by J. Ellis
SB 422, introduced by K. Bogner
SB 423, introduced by K. Bogner
SB 426, introduced by J. Small
SB 430, introduced by S. Fitzpatrick
SB 432, introduced by T. Manzella
SB 444, introduced by J. Small
SB 451, introduced by J. Small
SB 452, introduced by B. Usher
SB 464, introduced by J. Trebas

Senate Bills concurred in and returned to the Senate:

04/13/2023

SB 480, introduced by M. Dunwell
SB 483, introduced by C. Pope
SB 492, introduced by S. Fitzpatrick

Senate Joint Resolutions concurred in and returned to the Senate:

04/13/2023

SJ 5, introduced by B. Brown
SJ 6, introduced by S. Webber
SJ 10, introduced by M. Cuffe

Senate bills concurred in as amended and returned to the Senate for concurrence in House amendments: 04/13/2023

SB 19, introduced by K. Regier
SB 51, introduced by S. Fitzpatrick
SB 216, introduced by S. Fitzpatrick
SB 245, introduced by D. Zolnikov
SB 280, introduced by M. Lang
SB 295, introduced by B. Gillespie
SB 322, introduced by S. Fitzpatrick
SB 323, introduced by J. Trebas
SB 327, introduced by C. Glimm
SB 331, introduced by G. Hertz
SB 380, introduced by J. Small
SB 382, introduced by F. Mandeville
SB 393, introduced by S. Fitzpatrick
SB 407, introduced by S. Morigeau
SB 424, introduced by F. Mandeville
SB 425, introduced by J. Small
SB 445, introduced by K. Bogner
SB 498, introduced by S. Morigeau
SB 499, introduced by T. McGillvray

Senate Bill not concurred in and returned to the Senate: 03/23/2023

SB 30, introduced by W. McKamey

Senate bill not concurred in and returned to the Senate: 04/05/2023

SB 255, introduced by C. Pope

Senate bill not concurred in and returned to the Senate: 04/06/2023

SB 172, introduced by C. Friedel

Senate bills not concurred in and returned to the Senate: 04/12/2023

SB 268, introduced by G. Hertz
SB 459, introduced by R. Lynch

Senate joint resolution not concurred in and returned to the Senate: 04/12/2023

SJ 15, introduced by T. McGillvray

FIRST READING AND COMMITMENT OF BILLS

The following Senate joint resolution was introduced, read first time, and referred to committee:

SJ 23, introduced by M. Dunwell, E. Boldman, J. Ellis, P. Flowers, D. Hayman, R. Lynch, E. McClafferty, W. McKamey, S. O'Brien, A. Olsen, C. Pope, S. Webber, referred to Public Health, Welfare and Safety.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 761 – Majority Leader Fitzpatrick moved consideration of HB 761 be passed for the day. Without objection, so ordered.

HB 322 – Majority Leader Fitzpatrick moved consideration of HB 322 be passed for the day. Without objection, so ordered.

HB 680 - Majority Leader Fitzpatrick moved consideration of **HB 680** be moved to the top of the agenda. Without objection, so ordered.

HB 398 - Majority Leader Fitzpatrick moved consideration of **HB 398** be moved to the top of the agenda. Without objection, so ordered.

HB 680 - Senator Friedel moved **HB 680** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 398 - Senator Emrich moved **HB 398** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Webber.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise, report progress, and beg leave to sit again.** Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn.
Total 40

Nays: Dunwell, Ellis, Hayman, Lynch, Mandeville, Morigeau, Olsen, Webber, Zolnikov.
Total 9

Voted absentee: None.
Total 0

Excused: Manzella.
Total 1

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 74, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 106, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch,

Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJR 18, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 115, concurred in as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 43

Nays: Bogner, Dunwell, Ellis, Kelker, Lynch, McClafferty, Olsen.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 242, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 40

Nays: Bartel, Ellis, Emrich, Esp, Fuller, Hinebauch, Lang, McClafferty, Olsen, Tempel.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 303, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Vermeire, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 305, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 38

Nays: Emrich, Esp, Fuller, Glimm, Hinebauch, Lang, Lenz, McGillvray, Noland, Regier K, Tempel, Usher.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 309, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Salomon, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Tempel, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 422, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 477, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, McGillvray,

McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Small, Tempel, Trebas, Vance, Vermeire, Webber, Zolnikov.
Total 37

Nays: Bartel, Emrich, Esp, Glimm, Hinebauch, Lenz, Manzella, McClafferty, Noland, Regier K, Salomon, Usher, Welborn.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 490, concurred in as follows:

Yeas: Bartel, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Kelker, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Welborn, Zolnikov.
Total 33

Nays: Beard, Bogner, Brown, Emrich, Esp, Glimm, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Molnar, Olsen, Usher, Vance.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 499, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Zolnikov.
Total 38

Nays: Emrich, Esp, Fitzpatrick, Fuller, Glimm, Hinebauch, Lang, Manzella, Noland, Regier K, Usher, Welborn.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 529, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 41

Nays: Dunwell, Esp, Gross, Hayman, Lynch, McClafferty, Olsen, Salomon, Welborn.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 543, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 674, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Dunwell, Ellis, Gross, Hayman, Olsen.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 693, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Dunwell, Olsen.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 712, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 680** heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 398**, heard under second reading this date, to the Finance and Claims committee. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate stand in recess until 5:30 p.m., this date.
Without objection so ordered.

Senate recessed at 3:12 p.m.

Senate reconvened at 5:38 p.m. President Ellsworth presiding.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Bogner in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 329 - Senator Ellis moved **HB 329** be concurred in. Motion **failed** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lenz, Lynch, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Trebas, Webber.
Total 22

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Mandeville, Manzella, Molnar, Noland, Regier K, Salomon, Small, Tempel, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 28

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 329 - Majority Leader Fitzpatrick moved **HB 329** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 18

Voted absentee: None.
Total 0

Excused: Manzella.
Total 1

Absent or not voting: None.
Total 0

HB 676 - Senator Regier moved **HB 676** be concurred in.

HB 676 - Senator Regier moved **HB 676**, second reading copy, be amended with HB0676.002.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Ellis, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 36

Nays: Boldman, Dunwell, Emrich, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope.
Total 13

Voted absentee: None.
Total 0

Excused: Manzella.
Total 1

Absent or not voting: None.
Total 0

HB 676, as amended, passed as follows:
Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Webber, Welborn.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 164 - Senator Small moved **HB 164** be concurred in.

HB 164 - Senator Small moved **HB 164**, second reading copy, be amended with HB0164.002.003. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Lang.
Total 1

Voted absentee: None.
Total 0

Excused: Manzella.
Total 1

Absent or not voting: None.
Total 0

HB 164, as amended, passed as follows:
Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 43

Nays: Emrich, Hinebauch, Lang, Lenz, McGillvray, Regier K, Tempel.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 631 - Senator Usher moved **HB 631** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey,

Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 36

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, O'Brien, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 590 - Senator W. Sales moved **HB 590** be concurred in. Motion carried as follows:

Yeas: Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lynch, McClafferty, McGillvray, McKamey,

Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn, Zolnikov.
Total 35

Nays: Bartel, Beard, Brown, Emrich, Glimm, Hinebauch, Lang, Lenz, Mandeville, Manzella, Noland, Regier K, Trebas, Usher, Vance.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 591 - Majority Leader Fitzpatrick moved **HB 591** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Emrich.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 668 - Senator Gillespie moved **HB 668** be concurred in. Motion carried as follows:

Yeas: Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Kelker, Mandeville, Manzella, McKamey, Molnar, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Welborn.
Total 32

Nays: Bartel, Beard, Boldman, Emrich, Flowers, Hayman, Hinebauch, Lang, Lenz, Lynch, McClafferty, McGillvray, Morigeau, O'Brien, Olsen, Vance, Webber, Zolnikov.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 783 – Senator Curdy moved HB 783 be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hertz, Kelker, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 40

Nays: Emrich, Glimm, Hayman, Hinebauch, Lang, Lenz, Lynch, McGillvray, Noland, Tempel.
Total 10

Voted absentee: Esp, Manzella, Aye.

Excused: Esp, Manzella.
Total 2

Absent or not voting: None.
Total 0

HB 423 - Senator Usher moved **HB 423** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Esp.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 452 - Senator Olsen moved **HB 452** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 697 - Senator Usher moved **HB 697** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Hayman.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 488 - Senator Friedel moved **HB 488** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Bogner, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 218 - Senator Usher moved **HB 218** be concurred in.

HB 218 - Senator Usher moved **HB 218**, second reading copy, be amended with HB0218.003.001. Amendment adopted as follows:

Yeas: Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Salomon, Small, Trebas, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 33

Nays: Bartel, Beard, Brown, Esp, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, McGillvray, Molnar, Regier K, Sales, Tempel, Vance.
Total 16

Voted absentee: None.
Total 0

Excused: Manzella.
Total 1

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and beg leave to sit again**. Motion carried. Committee arose. Senate resumed, President Ellsworth presiding.

REPORTS OF STANDING COMMITTEES

Business, Labor, and Economic Affairs (Small, Chair) 04/14/2023

HB 229, be amended with HB0229.002.004 and, as amended, be concurred in.

Energy and Telecommunications (Sales, Chair) 04/13/2023

HB 220, be concurred in.
HB 804, be amended with HB0804.001.004 and, as amended, be concurred in.

Highways and Transportation (Manzella, Chair) 04/13/2023

HB 902, be concurred in.

Local Government (Friedel, Chair) 04/14/2023

HB 304, be amended with HB0304.002.001 and, as amended, be concurred in.

HB 339, be amended with HB0339.002.001 and, as amended, be concurred in.

HB 724, be concurred in.

State Administration (Cuffe, Chair) 04/14/2023

HB 402, be concurred in.

HB 580, be amended with HB0580.002.001 and, as amended, be concurred in.

Without objection, the committee reports were adopted.

MOTIONS

Senator Small moved that **HB 486** be taken from the Highways and Transportation Committee and brought before the Committee of the Whole the next legislative day. Motion carried as follows:

Yeas: Bogner, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Trebas, Vermeire, Webber, Zolnikov, Mr. President.
Total 27

Nays: Bartel, Beard, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, McGillvray, Noland, Regier K, Tempel, Usher, Vance, Welborn.
Total 22

Voted absentee: None.

Excused: Manzella.
Total 1

Absent or not voting: None.
Total 0

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Mr. Majority Leader moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Bogner in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 317 – Senator Small moved HB 317 be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 38

Nays: Emrich, Esp, Fuller, Glimm, Hinebauch, Lang, Mandeville, Noland, Regier K, Tempel, Trebas, Usher.
Total 12

Voted absentee: Manzella, Olsen, Aye.
Total 2

Excused: Manzella, Olsen.
Total 2

Absent or not voting: None.
Total 0

HB 614 - Senator Regier moved **HB 614** be concurred in.

HB 614 - Senator Boldman moved **HB 614**, second reading copy, be amended with HB0614.003.002.

Amendment adopted as follows:

Yeas: Bartel, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Pope, Sales, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 32

Nays: Beard, Brown, Fitzpatrick, Fuller, Glimm, Hertz, Hinebauch, Lenz, Mandeville, McGillvray, Mr. President, Noland, Regier K, Salomon, Usher.
Total 15

Voted absentee: None.
Total 0

Excused: Manzella, Olsen, Small.
Total 3

Absent or not voting: None.
Total 0

HB 614, as amended, passed as follows:
Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Usher, Vance, Vermeire.
Total 28

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Tempel, Trebas, Webber, Welborn, Zolnikov.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 32 - Senator Vermeire moved **HB 32** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Tempel, Trebas.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 523 - Senator Curdy moved **HB 523** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Hinebauch, Trebas.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

President Ellsworth assumed the chair.

HB 612 - Senator Vermeire moved **HB 612** be concurred in. Motion carried as follows:

Yeas: Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lenz, Lynch, Manzella, McClafferty, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Small, Tempel, Usher, Vermeire, Webber, Zolnikov.
Total 35

Nays: Bartel, Beard, Cuffe, Emrich, Esp, Fuller, Glimm, Hinebauch, Lang, Mandeville, McGillvray, Salomon, Trebas, Vance, Welborn.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 691 - Senator Vermeire moved **HB 691** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Trebas.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 702 - Senator Curdy moved **HB 702** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Emrich, Trebas.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 800 - Senator Friedel moved **HB 800** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Beard.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 775 - Senator Curdy moved **HB 775** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Small, Tempel, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 43

Nays: Beard, Esp, Glimm, Molnar, Salomon, Trebas, Vance.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 743 - Senator Regier moved **HB 743** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vermeire, Webber, Zolnikov.
Total 46

Nays: Esp, Trebas, Vance, Welborn.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Mr. Majority Leader moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Tempel, Usher, Vance, Vermeire.
Total 41

Nays: Mandeville, Trebas, Welborn, Zolnikov.
Total 4

Voted absentee: None.
Total 0

Excused: Hertz, Manzella, Olsen, Small, Webber.
Total 5

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 612**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 743**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.
Majority Leader Fitzpatrick moved the Senate **suspend Senate rule S40-40(2)** and place bills heard under second reading this date on third reading this date. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, McGillvray, McKamey, Molnar, O'Brien, Regier K, Trebas, Usher, Vermeire, Welborn, Zolnikov, Mr. President.
Total 30

Nays: Boldman, Dunwell, Ellis, Esp, Fox, Gross, Hayman, McClafferty, Morigeau, Pope, Sales, Salomon, Tempel, Vance.
Total 14

Voted absentee: None.

Excused: Hertz, Manzella, Olsen, Small, Webber.
Total 5

Absent or not voting: Noland.
Total 1

REPORTS OF STANDING COMMITTEES

Education and Cultural Resources (Salomon, Chair) 04/14/2023

HB 332, be amended with HB0332.003.001 and, as amended, be concurred in.

HB 382, be concurred in.

HB 587, be concurred in.

HB 588, be concurred in.

HB 749, be concurred in.

HB 949, be amended with HB0949.002.001 and, as amended, be concurred in.

Finance and Claims (Esp, Chair) 04/14/2023

HB 16, be concurred in.

HB 190, be amended with HB0190.003.002 and, as amended, be concurred in.

HB 791, be concurred in.

Natural Resources (Welborn, Chair) 04/14/2023

HB 576, be amended with HB0576.001.006 and, as amended, be concurred in.

State Administration (Cuffe, Chair) 04/14/2023

HB 196, be amended with HB0196.002.005 and, as amended, be concurred in.

Without objection, the committee reports were adopted.

THIRD READING OF BILLS

HB 631, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, O'Brien, Pope.
Total 12

Voted absentee: None.
Total 0

Excused: Hertz, Olsen, Small, Webber.
Total 4

Absent or not voting: Noland.
Total 1

HB 590, concurred in as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Pope, Sales, Salomon, Tempel, Usher, Vermeire.
Total 26

Nays: Bartel, Beard, Bogner, Brown, Emrich, Esp, Glimm, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Regier K, Trebas, Vance, Welborn, Zolnikov.
Total 19

Voted absentee: None.
Total 0

Excused: Hertz, Olsen, Small, Webber.
Total 4

Absent or not voting: Noland.
Total 1

HB 591, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Pope, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 44

Nays: Emrich.
Total 1

Voted absentee: None.
Total 0

Excused: Hertz, Olsen, Small, Webber.
Total 4

Absent or not voting: Noland.
Total 1

HB 668, concurred in as follows:

Yeas: Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hinebauch, Kelker, Mandeville, Manzella, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Pope, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vermeire, Zolnikov.
Total 34

Nays: Bartel, Beard, Emrich, Hayman, Lang, Lenz, Lynch, McClafferty, McGillvray, Vance, Welborn.
Total 11

Voted absentee: None.
Total 0

Excused: Hertz, Olsen, Small, Webber.
Total 4

Absent or not voting: Noland.
Total 1

HB 783, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Kelker, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Pope, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 35

Nays: Emrich, Esp, Glimm, Hayman, Hinebauch, Lang, Lenz, Lynch, McGillvray, Welborn.
Total 10

Voted absentee: None.
Total 0

Excused: Hertz, Olsen, Small, Webber.
Total 4

Absent or not voting: Noland.
Total 1

HB 680, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,
Mr. President, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Pope.
Total 14

Voted absentee: None.
Total 0

Excused: Hertz, Noland, Olsen, Small, Webber.
Total 5

Absent or not voting: None.
Total 0

HB 423, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, O'Brien, Pope, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 44

Nays: Esp.
Total 1

Voted absentee: None.
Total 0

Excused: Hertz, Noland, Olsen, Small, Webber.
Total 5

Absent or not voting: None.
Total 0

HB 452, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Pope, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 45

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Hertz, Noland, Olsen, Small, Webber.
Total 5

Absent or not voting: None.
Total 0

HB 697, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Pope, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 45

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Hertz, Noland, Olsen, Small, Webber.
Total 5

Absent or not voting: None.
Total 0

HB 488, concurred in as follows:

Yeas: Bartel, Beard, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President,

Regier K, Sales, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 29

Nays: Bogner, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Pope, Salomon.
Total 16

Voted absentee: None.
Total 0

Excused: Hertz, Noland, Olsen, Small, Webber.
Total 5

Absent or not voting: None.
Total 0

HB 317, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lenz, Lynch, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Pope, Sales, Salomon, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Emrich, Esp, Fuller, Glimm, Hinebauch, Lang, Mandeville, Manzella, Regier K, Tempel, Trebas, Usher.
Total 12

Voted absentee: None.
Total 0

Excused: Hertz, Noland, Olsen, Small, Webber.
Total 5

Absent or not voting: None.
Total 0

HB 32, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Pope, Regier K, Sales, Salomon, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 43

Nays: Tempel, Trebas.
Total 2

Voted absentee: None.
Total 0

Excused: Hertz, Noland, Olsen, Small, Webber.
Total 5

Absent or not voting: None.
Total 0

HB 523, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Pope, Regier K, Sales, Salomon, Tempel, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 44

Nays: Trebas.
Total 1

Voted absentee: None.
Total 0

Excused: Hertz, Noland, Olsen, Small, Webber.
Total 5

Absent or not voting: None.
Total 0

HB 691, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Pope, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 45

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Hertz, Noland, Olsen, Small, Webber.
Total 5

Absent or not voting: None.
Total 0

HB 702, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, O'Brien, Pope, Regier K, Sales, Salomon, Tempel, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 43

Nays: Emrich, Trebas.
Total 2

Voted absentee: None.
Total 0

Excused: Hertz, Noland, Olsen, Small, Webber.
Total 5
Absent or not voting: None.
Total 0

HB 800, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Pope, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 43

Nays: Beard, Esp.
Total 2

Voted absentee: None.
Total 0

Excused: Hertz, Noland, Olsen, Small, Webber.
Total 5

Absent or not voting: None.
Total 0

HB 775, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, O'Brien, Pope, Regier K, Sales, Tempel, Usher, Vermeire, Welborn, Zolnikov.
Total 37

Nays: Beard, Esp, Glimm, Hinebauch, Molnar, Salomon, Trebas, Vance.
Total 8

Voted absentee: None.
Total 0

Excused: Hertz, Noland, Olsen, Small, Webber.
Total 5

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved the Senate reconsider its action on **HB 680**, placed on third reading in error. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Pope, Regier K, Sales, Salomon, Usher, Vance, Vermeire, Welborn.
Total 40

Nays: Emrich, Mandeville, Tempel, Trebas, Zolnikov.
Total 5

Voted absentee: None.
Total 0

Excused: Hertz, Noland, Olsen, Small, Webber.
Total 5

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the Senate reconsider its action on **HB 398**, placed on third reading in error. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lenz, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Pope, Regier K, Sales, Salomon, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 40

Nays: Boldman, Lang, Lynch, Mandeville, Tempel.
Total 5

Voted absentee: None.
Total 0

Excused: Hertz, Noland, Olsen, Small, Webber.
Total 5

Absent or not voting: None.
Total 0

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Senator Bogner thanked the Pages for their service this week.
Majority Leader Fitzpatrick moved the Senate adjourn until 10:00 a.m., 04/17/2023, the 75th legislative day. Motion carried.

Senate adjourned at 7:45 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
SEVENTY-FIFTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
April 17, 2023 — State Capitol

Senate convened at 10:00 a.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. Forty-eight members present. Senators Brown and McGillvray, excused. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SJ 23, SJ 24, SJ 25, HB 16, HB 29, HB 32, HB 174, HB 189, HB 217, HB 220, HB 225, HB 229, HB 244, HB 245, HB 297, HB 317, HB 377, HB 382, HB 396, HB 398, HB 402, HB 423, HB 452, HB 460, HB 479, HB 486, HB 488, HB 517, HB 523, HB 551, HB 580, HB 587, HB 588, HB 590, HB 591, HB 612, HB 614, HB 631, HB 656, HB 668, HB 680, HB 691, HB 697, HB 702, HB 734, HB 743, HB 749, HB 775, HB 783, HB 791, HB 800, HB 886, HB 902, HB 915, HB 937, HB 968**.
Correctly engrossed: **HB 10, HB 91, HB 136, HB 137, HB 164, HB 190, HB 196, HB 218, HB 241, HB 304, HB 332, HB 339, HB 359, HB 412, HB 437, HB 487, HB 520, HB 561, HB 576, HB 597, HB 652, HB 676, HB 707, HB 804, HB 808, HB 881, HB 925, HB 941, HB 949**.
Transmitted to the House: **HB 32, HB 115, HB 242, HB 303, HB 305, HB 309, HB 317, HB 422, HB 423, HB 452, HB 477, HB 488, HB 490, HB 499, HB 523, HB 529, HB 543, HB 590, HB 591, HB 631, HB 668, HB 674, HB 691, HB 693, HB 697, HB 702, HB 712, HB 775, HB 783, HB 800**.
Signed by the Secretary of the Senate at 6:30 a.m., April 7, 2023: **SB 99**.
Signed by the President at 12:00 p.m., April 17, 2023: **SB 99**.
Signed by the Speaker at 1:40 p.m., April 17, 2023: **SB 99**.
Delivered to the Governor at 1:45 p.m., April 17, 2023: **SB 99**.

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Small, Chair) — 04/17/2023
HB 128, be concurred in.
HB 137, be amended with HB0137.002.002 and, as amended, be concurred in.
HB 437, be amended with HB0437.001.001 and, as amended, be concurred in.
HB 808, be amended with HB0808.001.001 and, as amended, be concurred in.
HB 881, be amended with HB0881.002.003 and, as amended, be concurred in.
HB 898, be concurred in.
HB 918, be concurred in.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate bills concurred in and returned to the Senate: — 04/14/2023

SB 46, introduced by W. McKamey
SB 345, introduced by M. Noland

SB 419, introduced by S. Vance

Senate amendments to House bills concurred in:

HB 63, introduced by S. Kerns
HB 188, introduced by G. Parry
HB 247, introduced by S. Vinton
HB 284, introduced by J. Schillinger
HB 450, introduced by J. Hinkle
HB 457, introduced by A. Buckley
HB 619, introduced by C. Keogh
HB 622, introduced by D. Loge
HB 797, introduced by J. Windy Boy
HB 805, introduced by R. Fitzgerald

FIRST READING AND COMMITMENT OF BILLS

The following Senate joint resolutions were introduced, read first time, and referred to committee:

SJ 24, introduced by B. Usher, referred to Education and Cultural Resources.
SJ 25, introduced by M. Dunwell, B. Beard, M. Bertoglio, K. Bogner, E. Butcher, M. Caferro, M. Cuffe, J. Ellis, J. Esp, D. Fern, R. Fitzgerald, T. France, S. Galloway, G. Hertz, C. Hinkle, J. Karlen, B. Keenan, M. Lang, D. Lenz, R. Lynch, R. Miner, B. Molnar, C. Pope, J. Read, K. Regier, M. Romano, W. Sales, J. Small, L. Smith, S. Vance, K. Walsh, M. Yakawich, referred to Public Health, Welfare and Safety.

SPECIAL ORDERS OF THE DAY

Senator Small introduced the Pages for the coming week:

Molly Kiefer, from Shelby, Montana, sponsored by Senator Gillespie
Sebastian Lopez, from Chula Vista, California, sponsored by Senator Ellsworth
Lily Osborne, from Missoula, Montana, sponsored by Senator Boldman
Elliot Smith, from Missoula, Montana, sponsored by Senator Boldman

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 722 - Majority Leader Fitzpatrick moved consideration of **HB 722** be moved to the top of the board. Without objection, so ordered.

HB 364 - Majority Leader Fitzpatrick moved consideration of **HB 364** be moved to the top of the board. Without objection, so ordered.

HB 45 - Majority Leader Fitzpatrick moved consideration of **HB 45** be moved to the top of the board. Without objection, so ordered.

HB 37 - Majority Leader Fitzpatrick moved consideration of **HB 37** be moved to the top of the board. Without objection, so ordered.

HB 37 - Senator Lenz moved **HB 37** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 37

Nays: Cuffe, Esp, Fitzpatrick, Friedel, Fuller, Kelker, Mandeville, McKamey, Molnar, Mr. President, Sales, Salomon, Small.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 45 - Senator Gross moved **HB 45** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 364 - Senator Mandeville moved **HB 364** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Ellis, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 43

Nays: Curdy, Dunwell, Flowers, Gross, O'Brien, Olsen, Webber.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 722 - Senator Regier moved **HB 722** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 32

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Small, Webber.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise, report progress, and beg leave to sit again.** Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 37**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 45**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 364**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 722**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 33 - Senator Trebas moved **HB 33** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Cuffe.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 35 - Senator Friedel moved **HB 35** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 62 - Senator Lynch moved **HB 62** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Manzella, Trebas, Usher.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 118 - Senator Mandeville moved **HB 118** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 198 - Senator Bartel moved **HB 198** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 215 - Senator Trebas moved **HB 215** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 234 - Senator Salomon moved **HB 234** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Morigeau, O'Brien, Olsen, Pope, Trebas, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 241 - Senator Trebas moved **HB 241** be concurred in.

HB 241 - Majority Leader Fitzpatrick moved **HB 241**, second reading copy, be amended with HB0241.002.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 241, as amended, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 243 - Senator Emrich moved **HB 243** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lenz, Lynch, McClafferty, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 38

Nays: Bartel, Fitzpatrick, Friedel, Lang, Mandeville, Manzella, McGillvray, McKamey,

Mr. President, Small, Tempel, Welborn.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 262 - Senator Trebas moved **HB 262** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 283 - Senator Trebas moved **HB 283** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Salomon, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 360 - Senator Noland moved **HB 360** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 376 - Senator Beard moved **HB 376** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 35

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 394 - Senator O'Brien moved **HB 394** be concurred in. Motion **failed** as follows:

Yeas: Bogner, Cuffe, Emrich, Fox, Friedel, Hinebauch, Lynch, Mandeville, McGillvray, McKamey, Molnar, Mr. President, Small, Trebas, Vermeire, Zolnikov.
Total 16

Nays: Bartel, Beard, Boldman, Brown, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Manzella, McClafferty, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Tempel, Usher, Vance, Webber, Welborn.
Total 34

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 394 - Majority Leader Fitzpatrick moved **HB 394** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 46

Nays: Friedel, Molnar, Morigeau, Zolnikov.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 412 - Majority Leader Fitzpatrick moved **HB 412** be concurred in.

HB 412 - Majority Leader Fitzpatrick moved **HB 412**, second reading copy, be amended with HB0412.001.005. Amendment **adopted** as follows:

Yeas: Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, McGillvray, McKamey, Mr. President, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 29

Nays: Bartel, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gross, Hayman, Lynch, Mandeville, Manzella, McClafferty, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Webber.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 412, as amended, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, McGillvray, McKamey, Molnar, Mr. President, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Mandeville, Manzella, McClafferty, Morigeau, Noland, O'Brien, Olsen, Pope, Webber.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise, report progress, and beg leave to sit again**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Mandeville.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved that the Senate recess until 1:00 p.m., this date.
Without objection so ordered. Senate recessed at 12:04 p.m.

Senate reconvened at 1:01 p.m., President Ellsworth presiding.

SPECIAL ORDERS OF THE DAY

Members of the Montana Auctioneers Association conducted an auction in the Senate chamber as a fundraiser for the Jack Racicot handicapped vehicle fund. Up for auction to members of the Senate were United States flags and Montana flags that had been flown over the Montana Capitol building.

Auctioneers included Cody Seccomb from Butte, Cole Morrison from Great Falls, Nick Bennett from Manhattan, Shane and Blaine Ophus from Big Sandy, and Rusty Trzpuz from Livingston.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Mr. Majority Leader moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 419 - Senator Fuller moved **HB 419** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Webber, Welborn.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 433 - Senator Mandeville moved **HB 433** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Friedel.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 435 - Senator Zolnikov moved **HB 435** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 455 - Senator Vermeire moved **HB 455** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Kelker, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 38

Nays: Curdy, Gross, Hayman, Hinebauch, Lang, Lenz, McGillvray, O'Brien, Olsen, Sales, Webber, Welborn.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 534 - Senator Friedel moved **HB 534** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Cuffe, Ellis, Hayman, Olsen.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 539 - Majority Leader Fitzpatrick moved **HB 539** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 42

Nays: Curdy, Dunwell, Hinebauch, Lang, Lenz, McGillvray, Olsen, Tempel.
Total 8

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 541 - Senator Hinebauch moved **HB 541** be concurred in.

HB 541 - Senator Olsen moved **HB 541**, second reading copy, be amended with HB0541.003.001. Amendment **not adopted** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, O'Brien, Olsen, Pope, Small, Webber.
Total 15

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Voted absentee: None.
Total 0

Excused: Esp.
Total 1

Absent or not voting: None.
Total 0

HB 541 - Thereupon, the Senate reverted to the original motion of Senator Hinebauch which carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 31

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 592 - Senator Mandeville moved **HB 592** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 654 - Senator Emrich moved **HB 654** be concurred in. Motion **failed** as follows:

Yeas: Bartel, Brown, Emrich, Fuller, Gillespie, Glimm, Hinebauch, Lang, Lenz, Manzella, McGillvray, Noland, Regier K, Salomon, Trebas, Usher, Vermeire, Welborn, Zolnikov.
Total 19

Nays: Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Small, Tempel, Vance, Webber.
Total 31

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 654 - Majority Leader Fitzpatrick moved **HB 654** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Brown, Emrich, Hinebauch, Manzella.
Total 4

Voted absentee: None.
Total 0

Excused: Esp.
Total 1

Absent or not voting: None.
Total 0

HB 685 - Senator Trebas moved **HB 685** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Kelker, Lynch.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 705 - Senator Usher moved **HB 705** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 706 - Senator Beard moved **HB 706** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, McGillvray, Molnar, Mr. President, Noland, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Manzella, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Webber.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 715 - Senator McGillvray moved **HB 715** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Small, Trebas, Usher, Vance, Welborn, Zolnikov.
Total 29

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Vermeire, Webber.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 731 - Senator Friedel moved **HB 731** be concurred in. Motion **failed** as follows:

Yeas: Bartel, Emrich, Fitzpatrick, Fuller, Glimm, Hinebauch, Mandeville, Manzella, Noland, Regier K, Trebas, Usher, Vance.
Total 13

Nays: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn, Zolnikov.
Total 37

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 731 - Majority Leader Fitzpatrick moved **HB 731** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Emrich, Hinebauch, Morigeau.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 733 - Senator Cuffe moved **HB 733** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 26

Nays: Boldman, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Webber, Welborn.
Total 24

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 748 - Senator Mandeville moved **HB 748** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Small, Trebas, Vermeire, Webber, Welborn, Zolnikov.
Total 33

Nays: Cuffe, Emrich, Esp, Flowers, Glimm, Hinebauch, Lang, Lenz, Lynch, Manzella, McGillvray, Mr. President, Sales, Salomon, Tempel, Usher, Vance.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the Senate stand in recess to allow for distribution of the next agenda. Without objection so ordered.

Senate recessed at 2:32 p.m. and reconvened at 2:55 p.m.

HB 402 - Majority Leader Fitzpatrick moved consideration of **HB 402** be moved to the top of the agenda. Without objection, so ordered.

HB 339 - Majority Leader Fitzpatrick moved consideration of **HB 339** be moved to the top of the agenda. Without objection, so ordered.

HB 304 - Majority Leader Fitzpatrick moved consideration of **HB 304** be moved to the top of the agenda. Without objection, so ordered.

HB 486 - Majority Leader Fitzpatrick moved consideration of **HB 486** be moved to the bottom of the agenda. Without objection, so ordered.

HB 304 - Senator Friedel moved **HB 304** be concurred in. Motion **failed** as follows:

Yeas: Bogner, Curdy, Emrich, Flowers, Hayman, Kelker, Mandeville, Manzella, Molnar, Noland, O'Brien, Regier K, Salomon, Vermeire, Zolnikov.
Total 15

Nays: Bartel, Beard, Boldman, Brown, Cuffe, Dunwell, Ellis, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Olsen, Pope, Sales, Small, Tempel, Trebas, Usher, Vance, Webber, Welborn.
Total 35

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 304 - Majority Leader Fitzpatrick moved **HB 304** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hinebauch, Kelker, Lang, Lenz, Manzella, McGillvray, McKamey, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 40

Nays: Curdy, Flowers, Hayman, Hertz, Lynch, Mandeville, Molnar, Morigeau, Olsen.
Total 9

Voted absentee: None.
Total 0

Excused: McClafferty.
Total 1

Absent or not voting: None.
Total 0

HB 339 - Senator Dunwell moved **HB 339** be concurred in. Motion **failed** as follows:

Yeas: Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Salomon, Small, Tempel, Trebas, Webber.
Total 22

Nays: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 28

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 339 - Majority Leader Fitzpatrick moved **HB 339** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Olsen, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Dunwell, Ellis, Gross, Hayman, Morigeau, Pope.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 402 - Majority Leader Fitzpatrick moved **HB 402** be concurred in.

HB 402 - Senator Manzella moved **HB 402**, second reading copy, be amended with HB0402.001.003. Amendment **adopted** as follows:

Yeas: Beard, Bogner, Boldman, Brown, Dunwell, Emrich, Flowers, Fox, Friedel, Glimm, Gross, Hayman, Hertz, Hinebauch, Lenz, Lynch, Mandeville, Manzella, McClafferty, Molnar, Morigeau, Noland, O'Brien, Pope, Regier K, Usher, Webber, Zolnikov.
Total 28

Nays: Bartel, Cuffe, Curdy, Ellis, Esp, Fitzpatrick, Fuller, Gillespie, Kelker, Lang, McGillvray, McKamey, Mr. President, Olsen, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Welborn.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 402, as amended, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Cuffe, Emrich, Fitzpatrick, Friedel, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 29

Nays: Boldman, Brown, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Fuller, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Tempel, Webber.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise, report progress, and beg leave to sit again.** Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Dunwell, Ellis, Gross, McClafferty, Olsen.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MESSAGES FROM THE GOVERNOR

April 17, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59601

The Honorable Matt Regier
Speaker of the House
State Capitol
Helena, MT 59601

Dear President Ellsworth and Speaker Regier:

I share your profound commitment to protect Montana children from invasive medical treatments that can permanently alter their healthy, developing bodies, and I appreciate the Legislature's effort to that end with **Senate Bill 99, the Youth Health Protection Act**.

I've sat down and met with transgender youth and adults. I understand their struggles are real, and my heart goes out to them. I firmly believe that, as with all of God's children, Montanans who struggle with their gender identity deserve love, compassion, and respect.

As you know, Senate Bill 99 does not prohibit thoughtful, noninvasive care as a response to those who struggle with gender identity. Senate Bill 99 does not prohibit social affirmation. And Senate Bill 99 does not prohibit providing or accessing psychotherapy to treat young Montanans struggling with their gender identity.

Instead, Senate Bill 99 focuses on so-called gender affirming medical care for children. "Gender affirming care" for children is Orwellian Newspeak, a seemingly innocuous, even solicitous phrase that masks its true nature of permanent, invasive, life-altering medical and surgical procedures, performed on children whose young minds and bodies are still developing.

The science around puberty blockers, hormonal treatments, and sex-reassignment surgeries is unsettled and continues to evolve. Western and northern European countries, as well as many states, recognize this reality. Sex-reassignment surgery is not performed on individuals under the age of 18 in the United Kingdom, Belgium, Denmark, Finland, Luxembourg, and Sweden.

And yet, children as young as 12 years of age have received sex-reassignment surgery in the United States, and children as young as 8 years of age have been prescribed puberty blockers in the United States.

Given the unsettled, evolving science around invasive medical treatments for children struggling with gender identity, it is right and appropriate to protect young Montanans from these permanent, life-altering procedures.

I appreciate the Legislature's work to protect Montana children with Senate Bill 99, and I support the sponsor's efforts and intent. As currently written, I believe the legislation is incomplete and can be strengthened.

Therefore, in accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, **I hereby return with amendments Senate Bill 99**: "AN ACT PROVIDING FOR A YOUTH HEALTH PROTECTION ACT; PROHIBITING CERTAIN MEDICAL AND SURGICAL TREATMENTS TO TREAT MINORS WITH GENDER DYSPHORIA; PROHIBITING PUBLIC FUNDS, PROGRAMS, PROPERTY, AND EMPLOYEES FROM BEING USED FOR THESE TREATMENTS; PROVIDING THAT A HEALTH CARE PROFESSIONAL WHO VIOLATES THIS LAW COMMITS PROFESSIONAL MISCONDUCT; PROVIDING A PRIVATE CAUSE OF ACTION; PROHIBITING DISCHARGE OF PROFESSIONAL LIABILITY VIA INSURANCE; AND PROVIDING DEFINITIONS."

As currently written, Senate Bill 99 provides an imprecise definition of "male" and "female." As currently written, the bill does not contemplate treatment for a child requiring a necessary medical procedure because he or she was born with a medically verifiable disorder of sex development. Finally, as currently written, the bill is unclear about public funding restrictions.

The amendments I offer ensure that the necessarily binary definitions of "male" and "female" encompass all members of the human race. For example, the addition of "would produce" makes clear that young children, who are still undergoing biological development, nevertheless fall within the definition of "male" or female."

The amendments I offer recognize that biological or genetic conditions, including but not limited to the circumstances of menopause, being intersex, or a cancer diagnosis requiring surgical

removal of reproductive organs, do not preclude an individual from still meeting the definition of "male" or "female."

Finally, the amendments I offer also ensure that the scope of public funding restrictions matches the prohibitions on not just "procedures," but on all medical treatments identified in Senate Bill 99. This ensures that the exceptions to the prohibitions apply with equal force to public funding and removes vagueness from the law as to its meaning and scope.

I thank the sponsor for his work on Senate Bill 99 and support of the amendments I offer.

For these reasons, I respectfully ask for your support of these amendments,

Senate Bill 99 protects Montana children from permanent, life-altering medical procedures until they are adults, mature enough to make such serious health decisions.

Sincerely,

Greg Gianforte
Governor

Enclosure
Amendment # SB0099.004.001

cc: Legislative Services Division
Christi Jacobsen, Secretary of State

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 402**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Senator Esp announced the Finance and Claims Committee would hear **HB 402** during the next Senate recess.

Majority Leader Fitzpatrick moved the Senate recess until 5:15 p.m., this date. Without objection so ordered. Senate recessed at 3:38 p.m.

Senate reconvened at 5:19 p.m., President Ellsworth presiding.

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 128** to the Business, Labor, and Economic Affairs Committee. Without objection, so ordered.

REPORTS OF STANDING COMMITTEES

FINANCE AND CLAIMS (Esp, Chair) 04/17/2023
HB 45, be concurred in.
HB 364, be concurred in.
HB 612, be concurred in.

TAXATION (Hertz, Chair) 04/17/2023
HB 136, be amended with HB0136.002.001 and, as amended, be concurred in.
HB 485, be concurred in.
HB 840, be concurred in.
HB 925, be amended with HB0925.001.001 and, as amended, be concurred in.

Without objection, the committee reports were adopted.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 322 - Senator Manzella moved **HB 322** be concurred in. Motion **failed** as follows:

Yeas: Beard, Bogner, Brown, Cuffe, Emrich, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 25

Nays: Bartel, Boldman, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Webber, Welborn.
Total 25

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 322 - Majority Leader Fitzpatrick moved **HB 322** be **indefinitely postponed**. Motion carried as follows:

Yeas: Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Kelker, Lang, Lynch, McGillvray, Morigeau, Mr. President, Pope, Sales, Small, Vance, Vermeire, Webber, Welborn.
Total 25

Nays: Bartel, Bogner, Brown, Friedel, Glimm, Hayman, Hertz, Hinebauch, Lenz, Mandeville, Manzella, Molnar, Noland, Olsen, Trebas, Usher, Zolnikov.
Total 17

Voted absentee: None.
Total 0

Excused: Emrich, Fuller, McClafferty, O'Brien, Regier K, Salomon, Tempel.
Total 7

Absent or not voting: McKamey.
Total 1

HB 761 - Senator Manzella moved **HB 761** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 43

Nays: Ellis, Gross, Hayman, Kelker, McClafferty, Olsen, Webber.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 229 - Senator Curdy moved **HB 229** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Kelker, Lang, Lenz, Mandeville, McClafferty, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 41

Nays: Boldman, Emrich, Esp, Hertz, Hinebauch, Lynch, Manzella, McGillvray, Molnar.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 804 - Senator Small moved **HB 804** be concurred in.

HB 804 - Senator Lynch moved **HB 804**, second reading copy, be amended with HB0804.002.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Sales, Small, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 40

Nays: Mandeville, Trebas.
Total 2

Voted absentee: None.
Total 0

Excused: Emrich, Fuller, McClafferty, O'Brien, Olsen, Regier K, Salomon, Tempel.
Total 8

Absent or not voting: None.
Total 0

HB 804, as amended, concurred in as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lenz, Lynch, McClafferty, McGillvray, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Vance, Vermeire, Webber, Zolnikov.
Total 29

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fuller, Glimm, Hertz, Hinebauch, Lang, Mandeville, Manzella, Mr. President, Noland, Regier K, Tempel, Trebas, Usher, Welborn.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 707 - Senator Friedel moved **HB 707** be concurred in. Motion carried as follows:

Yeas: Bogner, Boldman, Brown, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 33

Nays: Bartel, Beard, Cuffe, Curdy, Emrich, Esp, Fuller, Glimm, Hertz, Hinebauch, Lang, Manzella, Noland, Regier K, Tempel, Trebas, Vance.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 724 - Senator Zolnikov moved **HB 724** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Curdy, Dunwell, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Pope, Sales, Salomon, Small, Trebas, Vance, Vermeire, Webber, Zolnikov.
Total 30

Nays: Bartel, Brown, Cuffe, Ellis, Emrich, Esp, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Manzella, Noland, Olsen, Regier K, Tempel, Usher, Welborn.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 460 - Senator Brown moved **HB 460** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Curdy, Hayman.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 561 - Senator Lang moved **HB 561** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 39

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, McClafferty, O'Brien, Olsen, Pope.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 656 - Senator Small moved **HB 656** be concurred in.

HB 656 - Senator Curdy moved **HB 656**, second reading copy, be amended with HB0656.002.001. Amendment **not adopted** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, Morigeau, Pope, Webber.
Total 14

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Friedel, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Sales, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 28

Voted absentee: None.
Total 0

Excused: Emrich, Fuller, McClafferty, O'Brien, Olsen, Regier K, Salomon, Tempel.
Total 8

Absent or not voting: None.
Total 0

HB 656 - Thereupon, the Senate reverted to the original motion of Senator Small which carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 580 - Majority Leader Fitzpatrick moved **HB 580** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Cuffe, Olsen.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 359 - Senator Glimm moved **HB 359** be concurred in.

HB 359 - Senator Friedel moved **HB 359**, second reading copy, be amended with HB0359.003.002. Amendment **adopted** as follows:

Yeas: Bogner, Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, McKamey, Morigeau, Mr. President, Pope, Sales, Small, Vermeire, Webber, Welborn, Zolnikov.
Total 23

Nays: Bartel, Beard, Brown, Cuffe, Esp, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Noland, Trebas, Usher, Vance.
Total 19

Voted absentee: None.
Total 0

Excused: Emrich, Fuller, McClafferty, O'Brien, Olsen, Regier K, Salomon, Tempel.
Total 8

Absent or not voting: None.
Total 0

HB 359, as amended, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber, Welborn.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 486 - Senator Small moved **HB 486** be concurred in.

HB 486 - Senator Friedel moved **HB 486**, second reading copy, be amended with HB0486.002.003. Amendment **adopted** as follows:

Yeas: Bogner, Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lynch, Mandeville, Molnar, Morigeau, Mr. President, Pope, Sales, Small, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 27

Nays: Bartel, Beard, Brown, Cuffe, Esp, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, McKamey, Noland, Usher.
Total 15

Voted absentee: None.
Total 0

Excused: Emrich, Fuller, McClafferty, O'Brien, Olsen, Regier K, Salomon, Tempel.
Total 8

Absent or not voting: None.
Total 0

HB 486, as amended, concurred in as follows:

Yeas: Bogner, Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Salomon, Small, Trebas, Vermeire, Webber, Welborn, Zolnikov.
Total 28

Nays: Bartel, Beard, Brown, Cuffe, Emrich, Esp, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, McKamey, Noland, Regier K, Sales, Tempel, Usher, Vance.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and beg leave to sit again**. Motion carried. Committee arose.

Majority Leader Fitzpatrick moved that the Senate stand in recess until 7:15 p.m., this date. Without objection so ordered. Senate recessed at 6:52 p.m.

Senate reconvened at 7:21 p.m., President Ellsworth presiding.

SECOND READING
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

HB 190 - Senator McKamey moved **HB 190** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 43

Nays: Emrich, Fitzpatrick, Hinebauch, Lenz, Mandeville, Molnar, Salomon.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 196 - Senator Vance moved **HB 196** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Lynch.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 437 - Senator Noland moved **HB 437** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 40

Nays: Dunwell, Ellis, Fox, Gross, Hayman, Lynch, Mandeville, Pope, Trebas, Webber.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 576 - Senator Usher moved **HB 576** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 808 - Senator Noland moved **HB 808** be concurred in. Motion **failed** as follows:

Yeas: Bartel, Beard, Brown, Cuffe, Emrich, Fitzpatrick, Fox, Fuller, Gillespie, Glimm, Hinebauch, Lenz, Mandeville, Manzella, Noland, Regier K, Salomon, Small, Trebas, Usher, Vance.
Total 21

Nays: Bogner, Boldman, Curdy, Dunwell, Ellis, Esp, Flowers, Friedel, Gross, Hayman, Hertz, Kelker, Lang, Lynch, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Tempel, Vermeire, Webber, Welborn, Zolnikov.
Total 29

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 808 - Majority Leader Fitzpatrick moved **HB 808** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lang, Lenz, Lynch, McGillvray, McKamey, Molnar, Mr. President, Pope, Sales, Small, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 32

Nays: Brown, Fuller, Glimm, Hertz, Hinebauch, Mandeville, Manzella, Morigeau, Noland, Trebas, Usher.
Total 11

Voted absentee: None.
Total 0

Excused: Emrich, McClafferty, O'Brien, Olsen, Regier K, Salomon, Tempel.
Total 7

Absent or not voting: None.
Total 0

SB 99 - **Governor's Amendments** - Senator Fuller moved do concur in Governor's amendments to **SB 99**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Vermeire, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Sales, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, Morigeau, Pope, Webber.
Total 12

Voted absentee: None.
Total 0

Excused: Emrich, McClafferty, O'Brien, Olsen, Regier K, Salomon, Tempel.
Total 7

Absent or not voting: None.
Total 0

REPORTS OF STANDING COMMITTEES

FINANCE AND CLAIMS (Esp, Chair) 04/17/2023
HB 37, be concurred in.
HB 743, be concurred in.

UNFINISHED BUSINESS

Senator Dunwell moved that the following undersigned names be **ADDED** as sponsor to **SJ 23:** Senators Molnar, O'Brien, Olsen, and Webber; Representatives Abbott, Buttrey, Carlson, Dooling, Tuss, and Yakawich.

Without objection, so ordered.

MOTIONS

Senator Manzella moved the Senate reconsider its action on **HB 322**, indefinitely postponed under second reading this date, and that **HB 322** be placed on second reading this date. Motion carried as follows:

Yeas: Bartel, Bogner, Brown, Esp, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Noland, Regier K, Trebas, Usher, Vance, Vermeire, Zolnikov, Mr. President.
Total 24

Nays: Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McKamey, Morigeau, Pope, Sales, Small, Webber, Welborn.
Total 20

Voted absentee: None.

Excused: Emrich, McClafferty, O'Brien, Olsen, Salomon, Tempel.
Total 6

Absent or not voting: None.
Total 0

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 322 - Senator Manzella moved **HB 322** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Salomon, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 26

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Small, Tempel, Webber.
Total 23

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Welborn.
Total 1

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 36

Nays: Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, Morigeau, Olsen, Pope, Tempel, Webber.
Total 13

Voted absentee: None.
Total 0

Excused: McClafferty.
Total 1

Absent or not voting: None.
Total 0

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 04/18/2023, the 76th legislative day. Motion carried.

Senate adjourned at 8:36 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

DARREL ARVID ADAMS

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Darrel Arvid Adams on February 12, 2022. It is fitting and proper that the record and accomplishments of the late Darrel Adams be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:*

Darrel Adams was born on October 9th, 1939, to Roger Leverett and Leila Wismer Adams in Hillsboro, Oregon, the youngest of 4 children. After high school graduation in 1957, he served briefly in the Army until he was honorably discharged, allowing him to help his mother run the family farm after the sudden death of his father. He met Lorena, the love of his life, while driving young people to church conferences. They were married for 56 years and had 7 children and 23 grandchildren.

Darrel spent much of his life farming. In 1989 the family moved to Montana, and they enjoyed trips through Glacier Park, camping and canoeing. Darrel loved music, and his harmonica was never far from him. He loved drawing and filled sketch books with his unique style. He was intrigued with developing new things and developed several inventions throughout his life.

In 1997 Darrel ran for the Montana House of Representatives. His family remembers gathered to watch the election results come in, finally showing "Adams in the lead." He served for three terms and was on the Agriculture, State Administration and Transportation committees. Later he and Lorena moved back to Oregon and then to the warm weather and sunshine of Arizona.

Darrel was a faithful and active part of his church. His family remembers his hallmark "scowl" and folding his arms when anything "distasteful" would come up in the conversation. People remember Darrel as kind, genuine, good hearted, hardworking, peaceful, and gentle.

Darrel was preceded in death by his father, mother and two brothers. He is survived by his wife, Lorena; and children and grandchildren: Randle (Alicia), Leila, Mary, Laura, Peter, and James; Sylvia (Tom Bastress), Alexis, Dylan, Madison, and Daniel; Geneva (Ben Holmgren) and Elsie, Ira, Owen, Anna Rose, Adeline, and Ophelia; Austin (Lindsey) and Erik; daughter Echo; sister Vergene Eischen and numerous nieces and nephews.

JOSEPH RAYMOND BALYEAT

WHEREAS, *it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Joseph Raymond Balyeat on October 4th, 2022. He died while hunting in the woods that he loved with his bow still in his hand. It is fitting and proper that the record and accomplishments of the late Joe Balyeat be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:*

Joe Balyeat was born on October 26, 1956, in Great Falls to Earl and Jean Balyeat. He graduated from Great Falls High School and received a Bachelor of Science in business administration-accounting from the University of Montana. He graduated in two and a half years with straight A's, graduating first in his class and as a three-time National Merit Scholar. He was an author of theological books and a prolific writer on many topics. He was a national award-winning CPA and the owner of a real estate and rental company.

He served in the Montana House of Representatives in the 2001 and 2003 sessions and in the Senate during the 2005 and 2007 sessions. He served on the Fish and Game, Taxation and Transportation committees. President Mark Blasdel said about Joe: "Joe Balyeat was a hardworking senator for Montana taxpayers who brought a lot to the table with his accounting and sportsman background. He was an avid hunter and outdoorsman and died doing what he loved. He was a fighter for freedom and will be deeply missed."

Joe was a man who loved his family, and he did everything he could to provide for them and build a better world for future generations. He impressed upon his family the importance of a good work ethic, passing on his love of the great outdoors and practical life skills to his children and grandchildren. He was a lifelong Montanan and an accomplished, record book bowhunter. Despite the eventually fatal serious heart condition, he enjoyed otherwise good health and continued his favorite activities until his last day.

Joe was preceded in death by his parents and his brother, Earl. He is survived by his wife, Linda; ten siblings; his three children, Dan, Matt, and Jamie; two grandchildren, Viviana, and Joey Balyeat; and over a hundred other family members.

JOSEPH "HALEY" BEAUDRY

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Joseph "Haley" Beaudry at the age of 74 on April 13, 2021. It is fitting and proper that the record and accomplishments of the late Haley Beaudry be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:*

Haley Beaudry was born on December 30, 1946, in Butte to his parents Joseph and Viola (Polly). After graduating from Butte High in 1965 he went on to earn his Bachelor of Science degree in mining engineering and math at Montana Tech. He married Elizabeth Symonds in September of 1974. Together they had three girls: Renee, Aimee, and Haley Ann.

Haley began his career at Bechtel Corporation in Rio de Janeiro, Brazil, traveling to various places around the world until Western Energy brought him back to Butte where he worked as a project manager on the Rosebud Mine. Soon after, he co-founded the White Resources Corporation where he evaluated mining operations for foreign investors. Haley owned and operated Emerald Engineers, specializing in blasting, demolition, and drilling. He was an active lobbyist for Columbia Falls Aluminum company and Billings power plants.

In 1995 Haley was appointed by Governor Marc Racicot to a special committee regarding power plant licensure. Later that year he ran for State Representative for House Distsrict 35, and he became the first Republican elected from Butte since 1950. He also was a guest lecturer and instructor at Montana Tech, construction chairman for the U.S. High Altitude Sports Center, a member of the Governor's Energy Task Force, the Montana Coal Council, and the Environmental Quality Council.

Haley loved his work but is most remembered by family and friends as an avid hunter, fisherman and outdoorsman. He could often be found floating the river or having early morning coffee with the "breakfast club," reminiscing about his travel adventures. He was a gentle giant, as strong as an ox, stubborn as a mule. Telling a good story and making all around him laugh was a specialty of Haley's. His own chuckle was contagious.

Haley was preceded in death by his parents and his brother Charlie (Judie). He is survived by his wife Elizabeth (Lizzy); siblings Mac (Judy), Pollyanna (Lenny) Thurmond, Calista (Shamus) Rojecki; brother-in-law John (Margo) Symonds; children Renee (Steven) Schultz, Aimee (Eric) McNabb and Haley Ann (Josh Kristovich and 9 grandchildren: Kale, Cooper, Kelton, Teaghan, Finley, Rielynn, Addison, Betsy, and Chloe, as well as numerous nieces and nephews.

JERRY WAYNE BLACK

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Jerry Wayne Black on November 22, 2022. It is fitting and proper that the record and accomplishments of the late Jerry Black be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:*

Jerry was born on Aug. 30, 1935, in Lewistown and raised in Shelby, Montana. He graduated from Shelby High School in 1953. He then attended Montana State University in Bozeman and placed first in the Northwest trampoline competition.

Jerry had a 47-year radio career in Shelby that began by joining the KIYI staff in the summer of 1955. He purchased KSEN in 1976. He retired as owner manager of KSEN in 2002. In 2004 Jerry was inducted into the Montana Broadcaster Hall of Fame.

Jerry was elected to the Montana State Senate, representing District 14 in the 2003, 2005, 2007, and 2009 Sessions. His legislative career included serving on several committees, including taxation, education and as chairman of the Senate energy and telecommunications committee.

In retirement, Jerry remained busy with a number of businesses, including the Roustabout Oil magazine; a radio station in Rexburg, Idaho; Triangle Travel Agency; and a fast-food restaurant.

Jerry valued community above all things there on the “Hi-Line.” He often attended community parades and he held the famous Farm Forums at the Shelby and Cutbank high schools. He loved boating, fishing, hunting, and traveling with his wife and family, creating lasting memories as a member of St. Luke’s Lutheran Church in Shelby.

Jerry was preceded in death by his parents, Jo and JDee Black, and sister Kathleen Lockwood. He is survived by his loving wife of 66 years, Billiette, along with his six children, 10 grandchildren and 11 great-grandchildren: Terri (Terry) Roberts, their son Mitch and two great-grandchildren; Kristie (Tom) Black; Mark (JoDee) Black, their three daughters – Jennifer, Megan, Abbie and five great-grandchildren; Guy (Kendra) Black, Guy’s two sons Egan, Ryan and four great-grandchildren; Koni (Pat) Byrom, their two children Nate and Taylor; BillieJo (Mike) Hogan, their two children Beau and Alex; nephew Mike Lockwood and family, and many wonderful, cherished friends.

NORRIS "MACK" COLE

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Norris "Mack" Cole April 20, 2021. It is fitting and proper that the record and accomplishments of the late Mack Cole be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:*

Norris ‘Mack’ Cole was born on June 4th, 1936, on the banks of the Yellowstone River. Mack was the eldest child of Norris and Margaret McKelvey Cole. He attended Sanders elementary school, graduated from high school in Hysham, and received a degree from Montana State University Bozeman in Range Management. Mack went on to earn a master’s degree from the Thunderbird School of International Management in Phoenix, Arizona.

Mack and Judy Cassidy were married on February 10th, 1962, and spent two years in Brazil working for the Food for Peace program. Their first child, Margret, was born in 1963 while they were in Brazil.

When Mack returned to the states, he began his 30-year career with the Bureau of Indian Affairs, which took the family to many Indian reservations throughout the western United States. He finished his career with the BIA as the Assistant Regional Director of the Billings area. During this period, they had two more children, Cathy, and Cass.

After retiring from the BIA, Mack and Judy returned to the family ranch near Sanders. He then served five terms, from the 1995 session through the 2001 session in the Montana State Senate, dedicating his efforts to improving and evolving natural resources in Eastern Montana. He served on the Energy, Natural Resources and Taxation committees.

After his terms in the legislature, Mack and Judy returned to the ranch full-time, where Mack served as a Treasure County Commissioner. The couple enjoyed traveling, watching their grandchildren’s sporting events and visiting family and friends. They moved to Billings in 2014 where they continued to enjoy the rest of their lives.

Mack is survived by his sister, Priscilla Moorhouse (John) of Billings and his brother Mark Cole (Barbara) of Shelby; his children: Margaret (JD) Lopez of Fairfield, CA, Cathay (Bryan) Ratzburg of Sunburst, Cass (Deb) Cole of Billings; and nine grandchildren: Rachel (Padraig) Keane, Shane (Kaybree), Allyson and Casey Cole; Cole Kamron (Camille) and Rebecca Ratzburg; Carlos and Joshua Lopez. Mack and Judy were also blessed with two great grandchildren, Kashton Cole, and Willa Ratzburg along with many nieces and nephews.

THOMAS RAY CONROY

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Thomas Ray Conroy on March 7, 2023 in Hardin. It is fitting and proper that the record and accomplishments of the late Tom Conroy be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:*

Tom Conroy, son of Clement and Edna Conroy, was born in Judith Gap on November 12, 1934. When Tom was a freshman in high school, he moved to Lodge Grass with his older brother Kenneth, who was an English teacher there. Soon thereafter, his brother was drafted into the Korean War and Tom stayed in Lodge Grass where many families took him in as his "home away from home."

He married his high school sweetheart, Colleen Barnes, and attended Rocky Mountain College. In 1966 the family purchased and moved to a farm in the Pryor Mountains. Tom spent years as a salesman for MoorMan's Feed where he got to know many of the farmers and ranchers in the county and made lifelong friends. Tom was a member of St. Joseph's Catholic Church in Hardin and shared his talent with the church choir and for local weddings and funerals.

Tom served in the House of Representatives during the 1975, 1977, 1979, and 1981 sessions. This expanded his friendship circle to include other lifelong friends across Montana.

Working for Western Sign Company gave Tom the experience for he and Colleen to start their own contracting business, Conroy's Fencing & Seeding. He and his sons, sons-in-law, nephews, and friends worked many miles and years in fence building and reclamation for the Montana and Wyoming highway departments as well as for many government and private customers.

Tom was preceded in death by his wife Colleen; his son Tyke; his granddaughter Heather Miller; his grandson Colton Conroy; great granddaughter Carissa Partridge and great grandson Jax William Gust; sisters Helen Hughes and Margaret Johnston; brothers Kenneth, Pat, and David Conroy. He is survived by his sons Harlan (Angie) Conroy, Lyndon (Sandi) Conroy, his daughters Denise (Phil) Wood, Shelly (Willie Ralston), and Molly (Jack) Joyce; his daughter-in-law Kelle (Tyke) Conroy; his sister-in-law, Helen (Pat) Conroy, 14 grandchildren and 25 great grandchildren.

CHARLES FAY (CHUCK) COZZENS

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Charles Fay (Chuck) Cozzens on March 6, 2022. It is fitting and proper that the record and accomplishments of the late Chuck Cozzens be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:*

Charles Fay Cozzens was born in January 1942 to Fay Alvern Cozzens and Dorothy Marie Beall in Lovell, Wyoming. Chuck participated in track, basketball, and was the quarterback of the state championship football team. He was in a barbershop quartet and was the valedictorian of his graduating class.

Chuck met his wife Cheryl Sprague while in high school and continued dating long-distance when he completed his freshman year at the University of Wyoming in Laramie. Chuck and Cheryl were married in the Idaho Falls Temple on August 28th, 1964. They became the proud parents of 5 children, 21 grandchildren, and 4 great-grandchildren. After Chuck finished his mission for the Church of Jesus Christ of Latter-Day Saints in the Gulf States Mission, he transferred to BYU, earning his undergraduate degree in psychology in 1966 and his MBA in 1968. Upon graduating, he served in financial services and banking industries in New York City, Minneapolis, Billings, St. Louis, and Illinois.

During Chuck's 11 years living in Montana, he became active in politics and was elected to the 1981 Montana House of Representatives. He then ran for United States Senate in 1984, where he won the Republican primary but eventually lost in the general election to the incumbent.

Chuck and Cheryl moved to Utah, where he began teaching in the Business School at Utah Valley State College, later Utah Valley University, until retiring in 2016. In retirement, Chuck and Cheryl served on a mission in Hawaii from 2018 to 2019.

Preceding him in death were his parents, his older brother, Ron of Coalville, Wyoming. Chuck is survived by his wife, Cheryl Cozzens of Vineyard, Utah; his children Cortney (Ginger) of Saratoga Springs, Utah; Cameron (Tami), of Las Vegas, Nevada; Mikelle Sessions (Tim) of Syracuse, Utah; Brandon (Jessica) of Waterloo, Illinois; Brytni Murray (Brad) of Spokane, Washington; his sisters Dotty White and Pam Hopkinson, both of Byron, Wyoming.

GENE DEMARS

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Gene DeMars on May 23, 2022 in Bozeman. It is fitting and proper that the record and accomplishments of the late Gene DeMars be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:*

Gene DeMars was born on January 8th, 1937, at the Coffee Creek ranch to his parents Elise (Mengler) and Albert DeMars. Gene met his wife, Jackolyn DeMars (Mossey) in high school at Denton, and they married September 23rd, 1956. Gene was a great football player in high school and was offered scholarships to MSU and Carroll College, which he had to forego because of a knee surgery.

Gene raised sheep with his brother, Tommy, at the W.P. Perrine Ranch above Utica in the late 1950s. He also farmed, growing wheat, barley, and sunflowers. The family moved to the home ranch in 1961, where they raised cattle, chickens, turkeys, pigs, a couple of peacocks, the "damn" geese, along with four sons.

Gene initiated and became the first President of the Central Montana Railroad. He represented House District 29 in 1987 and 1989 sessions where he served on the Agriculture, Fish and Game, State Administration and Business Committees. He was on the Denton and Coffee Creek school boards and was President of the Montana Jeweler's Association.

Gene worked on missile bases, as a store manager at Skaggs in Great Falls and Basin Tradin Post in Stanford. Gene and Jackolyn sold the ranch in the early 1990s and moved to Lewistown. During that time, the couple bought Rogers Jewelry, which he ran until Christmas Eve of 2012 when he retired at the age of 75.

Gene DeMars was preceded in death by his parents; his wife, Jackie DeMars; and his brother, Tommy. He is survived by his four sons, Mike DeMars (Cathi), Max DeMars (Lori), Kyle DeMars (Angie), and Kurt DeMars (Joey); along with 8 grandkids and 9 great-grandkids. He is also survived by his siblings, Dee Perrine, Dude Mikeson (Lyle) and Andy Needham (Mike); and several nieces and nephews.

GERALD "JERRY" FEDA

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Gerald "Jerry" Feda on April 24, 2021 at the age of 92. It is fitting and proper that the record and accomplishments of the late Jerry Feda be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:*

Jerry Feda was born on June 7, 1926, to John and Jenny Brazzell Feda and grew up on the family farm near Alexandria, Minnesota. After graduating from high school and spending three years in the Merchant Marines, Jerry rode along with his sister on her honeymoon until she and her husband tired of his company and dropped him off in Glasgow. He found work in Glasgow shoveling coal on the Great Northern, and he retired 41 years later as an Amtrak engineer.

Jerry also owned Glasgow Insurance & Realty and served in the Montana State House of Representatives during the 1969 and later the 1977, '79, and '81 sessions. He was a member of the State Board of Natural Resources, the Montana Coal Board, the Glasgow Hospital Foundation, and the Glasgow Chamber of Commerce. He was a devout Catholic and a proud 81-year member of the Knights of Columbus as well as the Elks, Lions and Jaycees.

Jerry cherished his time as a husband, dad, and grandfather, and he enjoyed traveling, reunions and special occasions. He was married to Audrey for 69 years.

He was preceded in death by his wife, Audrey; infant daughter, Katherine; son, Daniel; and siblings Ruth, Jeanette, and John. He is survived by his daughters Valerie (Duane) Bauch; Janice (John) Swanson; and Donna Weise; grandchildren Marie, Anne, Lisa, Julie, Joseph, Elizabeth, and Lana; 15 great-grandchildren and three great-great-grandchildren.

MARGARET I. "MARGE" FISHER

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Marjorie J. Fisher on February 22, 2022 in Whitefish, Montana. She was 89 years old. It is fitting and proper that the record and accomplishments of the late Marge Fisher be filed on the official records of this Assembly, and the following facts relative to her career are hereby noted:*

Marge Fisher of Whitefish, Montana, was born to C. Guy Cleveland and Velma (Enfield) Cleveland on December 29, 1932, at Lake Crystal, Minnesota. After attending many schools in Minnesota, she graduated from Liberty Center High School in Liberty Center, Iowa.

Marge worked as an auditor and contracting officer for the U.S. Forest Service prior to becoming a successful broker/owner and certified financial planner with Linsco Private Ledger, working from her office in Whitefish. She was the mayor of Whitefish and was active on numerous charitable boards and community activities, among them the Flathead Economic Development Corporation, Chamber of Commerce, Business & Professional Women, Big Brothers and Big Sisters, and United Way. She was a Flathead County Library trustee and volunteer.

She served in the Montana House of Representatives during the 1993 and 1995 sessions, and she became chair of the Appropriations Committee. Marge was greatly respected for her quiet intelligence and business acumen.

Marge played the saxophone, harmonica, piano, violin, accordion, and banjo; was an author, rockhound and genealogist, traveled to many countries and all 50 states, loved whitewater rafting and skydiving, roller coasters and fast cars.

She was preceded in death by her parents and her brother, Guy. She is survived by her daughters, Virginia Goodrich, and husband Rob; Jennifer Hershman and husband Dan; grandchildren Conrad Cooper and wife Nickki, Clair Thompson, and partner Mason; great grandchildren Jameson Cooper and Skyler Cooper; brother Marvin Cleveland his wife Sharon of St. Paul.

FRANK RICHARD FLEMING

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Frank Richard Fleming on March 6, 2022. It is fitting and proper that the record and accomplishments of the late Frank Fleming be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:*

Frank Fleming was born on December 11, 1953, the son of Frank and Helen (Rotvold) Fleming. He graduated from Great Falls High School in 1972 where he earned all-state honors in football and track. He attended Eastern Montana College in Billings on a football scholarship where he was a four-year starter. Frank earned both a bachelor's and master's degree in education.

Frank retired after serving 21 years for the United States Probation Office. He was Chief United States Probation Officer for Montana the last seven and a half years of his career. He also was the manager at the State of Montana Job Service office.

Frank had a lifelong interest in politics. In 2017 he was appointed to House District 51 covering Billings' south side to fill out the remaining term for Adam Rosendale. He was then elected to the House of Representatives in 2018 and served during the 2019 and 2021 sessions on the Local Government, State Administration, Judiciary and Transportation committees.

Frank had planned to run for another term in the House of Representatives but decided in January he would not be seeking re-election due to medical reasons. He wrote in a January 26 post "It has been an honor and privilege to serve the citizens of my home state of Montana." Governor Greg Gianforte ordered the flags at the State Capitol to be flown at half-staff in honor of Frank Fleming.

Frank's survivors include his son, Scott Fleming, ex-wife Lori Strandell, sister Cathy (Larry) Scheer, niece Chrystal (Jeff), nephew Levi Pentecost, sister-in-law Janet Dutcher and niece Heather Frazier.

DAVID "SPIKE" FULLER

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of David "Spike" Fuller on March 6, 2022. It is fitting and proper that the record and accomplishments of the late Spike Fuller be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:*

Spike Fuller was born on July 28, 1941, in Helena to Harry and Hallie (Sasek) Fuller. He graduated from Helena Senior High School in 1959. He was an excellent student, an athlete, class president and editor of the yearbook. He was nominated by Sen. Lee Metcalf to attend the U.S. Military Academy, but poor eyesight prevented that. He went to the University of Montana on a baseball scholarship, and in his college, years also showed his natural leadership. He was active in his fraternity and various honorary organizations.

After teaching in a low-income area of San Francisco, Spike moved back to Helena and in time became the Executive Director of the Montana Democratic Party and the Montana Commissioner of Labor & Industry, a Montana State Senator, and Lewis & Clark County Commissioner. He also was very proud of his work at Rocky Mountain Development Council.

Spike believed in public service, and his working-class background guided his work. He always chose to fight for less powerful people. He believed that government existed to be helpful to citizens who needed help. He understood that politics and elections were the vehicle by which governmental actions could be made real. He dedicated himself to their causes and especially respected the late Lee Metcalf.

His resume is filled with work and activities that speak to public service. As a mentor he encouraged improvement by engaging in casual conversation, never harsh criticism. His message was gentle. He gave suggestions, not demands; encouragement, not criticism.

Spike was preceded in death by his parents and older brother, Harry, Jr. He was survived by his sister, Cathy Fuller, who has since passed away. Several cousins and their families also survived.

LEO ANTHONY GIACOMETTO

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Leo Anthony Giacometto on August 8, 2022 in the Kingdom of Bahrain, a long way from Alzada, Montana. It is fitting and proper that the record and accomplishments of the late Leo Giacometto be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:*

Leo Giacometto was born in Belle Fourche, South Dakota on May 14th, 1962, to Leo Eugene Giacometto and Sondra Floyd. He extended the Giacometto legacy in Southeastern Montana to the seventh generation.

At the age of 17, Leo enlisted in the United States Army. His first deployment was to Panama as a military police officer, where he met his first wife, Mildred “Chomba" Echeverria. Leo was a graduate of the United States Army Military Police Academy, Airborne School, Jungle Warfare School, U.S. Army Command and General Staff College, and an honor graduate of the Montana Military Academy. He served his country for 23 years, the last eight as an Army Reservist assigned to the U.S. State Department’s Counterterrorism Task Force, traveling around the world and retiring as a Lieutenant Colonel.

Leo purchased the family ranch and was the Carter County Magistrate. He was elected to the Montana House of Representative for the 1987 and 1989 sessions and served on the Agriculture, Fish and Game and Judiciary committees. In 1990, he was nominated and confirmed to serve as a U.S. Marshal. He later held Cabinet positions for Gov. Marc Racicot as Director of Agriculture and for Gov. Judy Martz as a member of the Northwest Power Planning Council. Leo then served as Chief of Staff for U.S. Senator Conrad Burns of Montana.

Leo later assisted both domestic and international companies navigating the red tape of Washington, DC, and then began focusing on international business developments from Africa to the Middle East, Eurasia, Mongolia, Bahrain and Azerbaijan. After a 10-year courtship, he married Aurelia Skipwith in New Orleans on September 25th, 2021.

Leo is survived by his wife, Aurelia Skipwith Giacometto; two children, Leo Cassidy Giacometto and Tasha Giacometto; his parents, Leo Eugene Giacometto and Sondra Courtney; his sister, Sabrina Schroeder; his two brothers, Joseph Floyd Giacometto and John Giacometto; his two grandchildren, Caitlin and Vincenzo, and several nieces and nephews.

KRISTIN N. HANSEN

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Kristin N. Hansen on July 7, 2022 with her parents and best friends by her side. It is fitting and proper that the record and accomplishments of the late Kris Hansen be filed on the official records of this Assembly, and the following facts relative to her career are hereby noted:*

Kris Hansen was born on December 21, 1969, in Peoria, Illinois and adopted by her parents three days later on Christmas Eve. Kris graduated from Bradley Bourbonnais High School in 1988 and from Augustana College Summa Cum Laude in 1992. She did an internship with the CIA in Langley, Virginia and worked for them in Somalia for a brief period of time. After graduating from John Marshall Law School Magna Cum Laude in 2002, Kris took a position clerking for Judge Black in the Illinois Bankruptcy Court. Kris moved to Montana in 2003 where she clerked at the Montana Supreme Court for a year. She worked in a Bozeman law firm during her time deployed in Iraq and served as a Judge Advocate General. Kris then moved to Havre in 2009, where she worked for the Hill County Attorney's office for several years.

Kris served in the House of Representatives in 2011 and 2013 and in the State Senate in 2015 where she served on the Education, Taxation, Judiciary and Finance and Claims committees. She was appointed Deputy Auditor for the State of Montana in 2016 and in 2021 accepted the position of Lieutenant Attorney General in the Department of Justice.

Kris's faith in Jesus was the foundation of her life, inspiring her work ethics and value for people. She was an independent, determined, and fierce defender of the Constitution and her adopted state of Montana. She was loyal, caring, loved nature and would participate in any sport or activity. Kris loved to climb mountains, hunt, fish, camp, and excelled in trapshooting and golf. She truly enjoyed being in her backyard, caring for her plants, flowers, and trees.

Kris is survived by her parents, Fred and Nancy Sue Hansen of Havre; brothers Joel (Sonda) Hansen and Tech Sgt. Seth (Angel) Hansen; nieces and nephews: Seth II, Joshua, Elijah, Micah, Jack, Julia, and Su-Lin; aunts and uncles Theresa (Colin) Thacker, Helen Gillespie, Sheila Burnett, Ken (Kay) Burnett, John (Lynn Ruder) Burnett, and Peter (Diane) Hansen; special friends: Stephanie & Rick Cote, Heidi and Ed Hill, and Michelle Dietrich; and her precious cat and wonderful friend, Rose.

STEVE HELMBRECHT

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Steve Helmbrecht, October 21, 2021 in Seattle, Washington from complications related to cancer. It is fitting and proper that the record and accomplishments of the late Steve Helmbrecht be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:*

Steve Helmbrecht was born on May 5th, 1951, in Havre, Montana, to parents Vernon and Toby Helmbrecht. Steve graduated from Havre High School and went on to attain his BA in journalism from the University of Montana in 1975. He was then elected to the Montana State House of Representatives from Havre in 1973. Steve also served his country in the Army National Reserve.

As a praised and accomplished photographer, Steve bought Helmbrecht Photography from his father in 1983. While operating the studio, Steve obtained his Master of Photography and photographic craftsman degrees from the Professional Photographers of America. Steve served as President of the Professional Photographers of Montana in 1990 and 2005. He was elected Montana's representative to the Professional Photographers of America for six years. The Montana Professional Photographers Association bestowed the "National Award for Service to the Photographic Profession" to Steve in 2010.

Until the end, Steve remained a true artist and renaissance man. He dedicated himself to perfecting many crafts. In addition to his photography business, he was also talented in ceramics. Steve taught ceramics for 18 years at Montana State University-Northern. He also loved to share his culinary crafts with family and friends.

Steve is preceded in death by his parents and his brothers Dennis and Joe; his son Keegan; daughter, Jade; and son Anders; and his sister Kathy (Gary) Enneberg of Cut Bank. Steve will truly be missed, appreciated, and never forgotten.

GARY NILES KIMBLE

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Gary Niles Kimble on July 30, 2022. It is fitting and proper that the record and accomplishments of the late Gary Kimble be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:*

Gary Kimble was born on January 3, 1942, in Fort Belknap, Montana. His parents were Aubrey Elwood and Ceciliani Stiffarm Kimble. He was a proud, enrolled member of the Gros Ventre (the White Clay People) tribe. He gave credit for his success to his tribe, his family, and the schools he attended in Butte, Elliston, Deer Lodge, and the University of Montana.

Gary completed a journalism degree in 1966 from the University of Montana. The day after graduation he was drafted into the U.S. Army and served as a journalist with the 4th Infantry Division in Pleiku, Vietnam. He received an Army Commendation for Outstanding Service during 1967-68. After Vietnam, Gary worked at the Seattle Boeing Aircraft Company.

He graduated from the UM Law School in 1972. At that same time, he was elected to the Montana House of Representatives and served in the 1973, 1975 and 1977 sessions, concentrating on labor and employment relations, environmental matters and public health and welfare issues. He also was general counsel to the Fort Belknap Indian Community Council, counsel to the Paper Worker Union in Missoula and an Assistant Professor of Native American Studies at UM.

Gary ran an unsuccessful bid for Congress in the 1st District of Montana. By then he was nationally known, and in 1979 he was appointed counsel to the Indian Affairs Committee in the U.S. Senate. From 1974 to 1979 he was Director of the Columbia River Intertribal Fish Commission in Portland. In 1993 Gary was awarded the University of Montana Distinguished Alumni Award for his accomplishments.

Gary was preceded in death by his parents and two brothers, Raymond Elwood and Aubrey Leon.

CAROL LAMBERT

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Carol Lambert on July 5, 2021, her 63rd, wedding anniversary. It is fitting and proper that the record and accomplishments of the late Carol Lambert be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:*

Carol Lambert was born on August 4, 1941, the third of five children born to Earl and Hazel (Camper) Drane. Carol was small in stature but big in heart. She was a friend to everyone, could make conversation with anyone, and she was interested in what you had to say! She played the piano and sang and made great cakes for every occasion.

Carol married Norman Lambert on July 5, 1958. They had three sons: Norman Earl, William Ray, and Marcus Allen. They lived and worked on several ranches before they leased and later bought the Lambert homestead to ranch and raise their family. She could work alongside the men and then run back to the house and feed the crew.

Although she considered her greatest accomplishment her kids and family, she contributed much to her community and state. Carol was a past state president of Montana Women Involved in Farm Economics (WIFE). She served on the state Independent Living Council, State Vocational Rehab Council and Montana Developmental Disabilities Board, along with various Republican Women Groups and committees.

Carol took great pride in going door to door campaigning for the legislature, and she served as a member of the Montana House of Representatives in the 2003, 2005, and 2007 sessions. She served on the Agriculture, Natural Resources, and Taxation committees.

Carol was preceded in death by her husband Norma Lambert, parents Earl and Hazel Drane, and one brother, Larry Drane. She is survived by sons, Norm, Bill, Marc (Alicia); daughters-in-law Kara Lee and Laura; grandchildren Kara Lou (Adam) Lambert, Cammie Jo (Matt) D’Esterre, Kelsey (Jeff) Bird, Shylee (Brandon) Walton, Chantz (Josie Lambert, Misty (Tadd) Kilgore; several great grandchildren, nieces and nephews; siblings Thelma Richardson, Betsy (Myron) Deibel, and Allen (Ella Mae) Drane.

RALPH LEE LENHART

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Ralph Lee Lenhart in the early, quiet hours of December 31, 2022 at age 92. It is fitting and proper that the record and accomplishments of the late Ralph Lenhart be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted.*

Ralph Lee Lenhart was born in Durand, Wisconsin on October 18th, 1930, to Clifford and Helga (Opsahl) Lenhart, the 7th of 8th children. Unfortunately, tragedy struck the family, rendering Ralph an orphan and alone at the age of seven. Mabel Enger, the sister of Ralph's mother, gave the boy a home.

Ralph met the love of his life, Shirley, in his teen years while riding the bus to visit his aunt at a lake in Minnesota.The girl with whom he had shared a seat for almost a decade would become his true love and, eventually, his wife. Ralph graduated from Oakes High School and Ellendale Teachers College. His second year was interrupted by service with the U.S. Army, including a tour of duty in West Germany on the Czech border. When he returned, he finished his degree in education. He loved teaching and saw potential in every student.

Ralph and Shirley made their home in the Twin cities. Their daughter, Nan, was born in 1958. They all moved to Glendive, Montana where Ralph taught math at Dawson Junior College. A son and daughter, Ned and Kaia, were added to the family later on. Ralph and Shirley's children eventually blessed the family with grandchildren.

Ralph served as president of the Zion Lutheran Church and the Jaycees, as well as being an active member of the Breakfast Lions Club. He built cabins for a youth camp, housing for low-income families, and affordable homes for Dawson County families. He knew what it was like to be homeless. He sold real estate and enjoyed crop adjusting with his good friend.

Ralph retired from teaching after 40 years and served four terms as a member of the Montana House of Representatives. He also served on the Montana Coal Board.

Ralph was preceded in death by his wife of 65 years, Shirley and a daughter, Nan. He is survived by a son Ned (Jill), a daughter Kaia (Jen); and five grandchildren whom he loved and adored; Grace, Clara, Thea, Joshua, and Jayla; a sister Beatrice; brother-in-law George (Barbara); and many nieces and nephews.

JOSEPH MARCUS (JOE) MAGONE

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Joseph Marcus (Joe) Magone on October 8, 2022 in Superior. He was 99 years old. It is fitting and proper that the record and accomplishments of the late Joe Magone be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:*

Joe Magone was born on June 14, 1923, in Bellingham, Washington, the 8th of 11 children of Hugh Paul and Margaret Perkins Magone. Shortly after Joe's birth the family settled on an old homestead on Trout Creek near Superior. Joe's family spent his 6th birthday camped out on the property with Joe complaining, "No cake, no pie, no nothing. A heck of a birthday"! This was his first memory of the place that would become home for the rest of his life.

The family remembered the depression years as happy ones. They raised vegetables, hunted, and fished, and lived in one shack or another so the kids could attend school, happily returning to summer at the ranch. During World War II Joe and two of his brothers enlisted. Their mother proudly displayed three blue stars in her window until her boys came safely home.

Joe returned home and worked construction with his father and brothers until he hired on as a union carpenter during the building of a mill near the family property. He later was hired as a millwright's carpenter, a position he retained until his retirement in 1986.

Joe married Edris Alesa Huckaba on July 30, 1950, in Missoula after a whirlwind three-month courtship. After their first daughter, Diane, was born in Missoula, they returned to the ranch and built the home where Joe would live until his death.

In 1974 Joe was elected to the Montana House of Representatives and served in two terms, 1975 AND 1979. He was a dedicated Mason and life member of Mountain Lodge #110. He was recently admitted to the Montana Masonic Hall of Fame, one of his greatest honors. He was a committed union member, always championing the rights of the workingman. A U.S. Army Air Corp veteran, Joe was also a life member of the local VFW. He was a craftsman, a carpenter, and a master gardener. He said that, should he have his life to live over, he would not do a thing differently.

Joe was preceded in death by his wife, Edris, and two of his children, Karen Schoonover, and Mark Allen Magone; his mother and father, siblings Daniel, Margaret, Hugh, James Frederick, Laurence, Raymond, James David (Sonny Jim), Marjorie, and Edward. He is survived by his brother Lee, his children Diane and Dale (Becky) of Superior and Margaret (Ted) of San Diego, son-in-law Adrian Schoonover, 13 grandchildren and several great grandchildren as well as many nieces and nephews.

ROBERT L. "BOB" MARKS

WHEREAS, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Robert L. "Bob" Marks on April 10, 2023 at his home in Clancy, Montana, with grace and peace. It is fitting and proper that the record and accomplishments of the late Bob Marks be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:

Bob Marks was born in Helena, the second son of Merle and Evelyn Marks on January 11, 1932. He was raised on the family ranch in Clancy, attending grade school there and then going on to high school at Jefferson County High School in Boulder. He learned his work ethic from his father while taking care of draft horses, threshing grain, milking cows, putting up hay, and other duties. Bob attended the University of Montana and Montana State until he decided higher education was not for him, and he pursued a career of ranching full time.

He married Barbara Myles in 1951, and they started their family of six children. While he loved ranch life, it did not support his family. He continued to use the old sawmill his father had put together for cutting mine timbers and construction work in the early 1900s and began harvesting logs and cutting lumber for his own property while selling lumber as a side business, which turned into Marks Lumber. In 1982 Bob and Barb decided to build a small bar and restaurant in Clancy. This became the Legal Tender Cafe.

After serving on a school board, Bob chose to enter politics. In 1968 he ran a successful campaign for the State Legislature in his home house district. For the next twenty years, he represented this district, while holding Republican leadership positions: Speaker Pro Tempore, Minority Whip, Republican Leader and two terms as Speaker of the House. He also chaired the Western District Council of State Governments, and in 1989 newly elected Governor Stan Stevens appointed Bob to head the Department of Administration. He had learned the art of compromise and gained the friendship of hundreds of people on both sides of the aisle. Bob's campaign slogan was "Make your mark for Marks." He left his mark with his family: wisdom, integrity, work ethic, and love.

Bob was preceded in death by his parents, his Aunt Myrtle, brother Doug, and in infant grandson Dallas. Survivors include his wife, Barbara; son Bob "RD" (Andi); daughter Beverly (Denny) Miller; sons Gary (Debbie), Steve (Laura), Rick (Jane), Chris (Punkin); grandchildren Justin (Dawn), Clancy (Jennifer), Brian Miller (Amy), Kerri Potts (Steve), Kail (Emily), Kyrie Russ (Timm), Kristi Weis (Clint), Jamie Stearns (Morgan), Cody (Christie), Tyson and Hayden. He also left 19 great grandchildren and 2 great-great grandchildren and two unborn babies on the way.

JOHN G. MATSKO

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of John G. Matsko at age 66 in Colorado Springs, Colorado. It is fitting and proper that the record and accomplishments of the late John Matsko be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:*

John was born on March 10, 1942, in Great Falls to parents Patricia and Thomas Matsko. Raised in Great Falls, he attended the University of Montana, Carroll College, and the College of Great Falls.

John joined the Cascade County Sheriff's Office in 1975 and worked there for 13 years. He underwent specialized training in law enforcement and management with the Los Angeles County Sheriff's office and the FBI Academy in Virginia where he served for 13 years.

John was a member of the Montana House of Representatives during the 1981 session.

He moved his family to Colorado Springs in 1988 where he served for 20 years at the El Paso County Sheriff's Office. After retirement, he remained committed to serving others by teaching at MasterDrive until his passing.

John is survived by his mother, Patricia Matsko; wife of almost 38 years, Danna; three daughters, Dr. Shannon (Kyle) Smallwood, Elaina Matsko and Janece Matsko; 2 grandsons, Ethan and Connor Smallwood; 2 brothers, Dr. Thomas H. and Arthur Matsko and their families.

ARTHUR J. "ART" NOONAN

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Arthur J. "Art" Noonan on March 6, 2022 on Saturday, September 17, 2022 in Butte. He was 70 years old. It is fitting and proper that the record and accomplishments of the late Art Noonan be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:*

Art Noonan was born on November 24, 1951, one of six children of Edward J. and Sara L. Noonan. He grew up on Whitman Avenue, attended St. John's School and graduated from Butte Central High School in 1970.

In 1971 Art received statewide publicity for being the first young person to vote in Silver Bow County after the 1969 law lowering the voting age from 21 to 19. In his early twenties, he was invited to address several legislative sessions where he paced up and down the center aisles in period costume as Thomas Jefferson, extolling the virtues of the Declaration of Independence and the U.S. Constitution.

Art worked on the staff of former U.S. Representative Pat Williams, focusing on natural resources and wilderness issues. He also worked for Senator John Melcher. He ended his congressional career in Congressman Williams' Butte field office.

Art served three terms, the 2005, 2007 and 2009 sessions as a Democrat in the Montana House of Representatives from House District 73 in Butte. In 2007 he was the Democratic Floor Leader tasked with helping support the agenda of Governor Brian Schweitzer, who later named Art Deputy Director of Montana Fish, Wildlife and Parks from 2009 to 2011. Art was also the Executive Director of the Montana Democratic Party from 2007-2009. People have said about Art that he had "the knack to disagree vehemently without being disagreeable." At the time of his death, Art was once again running for House District 73.

Art served on the Butte-Silver Bow Planning Board and the Montana Supreme Court Commission on Practices. He was executive director of the AWARE Foundation and worked for Northwestern Energy advising the company on governmental affairs from 2012 until his retirement in 2017.

Art was preceded in death by his parents and brothers Ed and Larry. He is survived by his sisters Winifred Noonan, Sara Paul, brother Mark, nephews Pat Noonan, Dan Paul, Bryan Noonan and nieces Andrea Bottorff, Kate Williamsen and Kelley Paul. Art loved several cats throughout his life, and his most recent buddy, Skinny Cat, will miss him dearly.

HAROLD LEE PAULSEN

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Harold Lee Paulsen, on August 21, 2015 at age 98. It is fitting and proper that the record and accomplishments of the late Harold Paulsen be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:*

Harold Paulsen was a well-known insurance and investment representative, popular singer and speaker who was born on February 21, 1917. He was the oldest of six children born to Paul and Elfreda Paulsen in Helena. In 1947 Harold married Betty Sanford, and they raised four children.

Harold joined the Army in 1941. He was accepted to Officer Candidate School and received his commission as an air Force Statistical Officer from Harvard School of Business Administration. He served with the 8th Air Force in England for 28 months and was discharged in December 1945 with the rank of Captain.

After the service Harold began a long career in life insurance in Helena. In 2001 he was honored at the home office of The Hartford Company on the occasion of his 65th anniversary with the company, a longer tenure than any other individual. He belonged to the Jaycees and was inducted as a Charter Member of the National Jaycees Hall of Leadership at Tulsa, Oklahoma in 1983. He was devoted to his church, leading the effort to build a new church.

Harold served as a member was a member of the state legislature, and his children remember hanging campaign signs with their dad. He served in the House of Representatives during the 1957 and 1959 sessions.

Harold will be remembered for his great tenor voice. He sang for most of the Montana governors during his lifetime, and once shared the stage with the late Norman Vincent Peale. He sang in groups, choirs, recordings, and solo performances across the U.S. and in England, Norway, and Denmark. He was a featured singer at the Governor's Prayer breakfast from its start in the 1960s.

Harold was preceded in death by his parents, wife Betty and brothers Paul, Bud, Kenneth, Bill, and his sister Lillian "Sis" Duncan. He is survived by his four children and spouses, Peggy and Bill Honeck, Dick and Carol, Lee and Kristi, Jim and Jan, grandchildren, and great grandchildren. He also adored his many nieces and nephews who knew him as "Crazy Uncle Harold."

GARY PERRY

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Gary Perry on October 24, 2021 in Bozeman. It is fitting and proper that the record and accomplishments of the late Gary Perry be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:*

Gary Perry was born on November 24, 1949, in Vincennes, Indiana. He graduated from high school in Bridgeport, Illinois; attended Olney Central College, Millikin University, and Parkland College in Illinois. He received a bachelor's degree in civil engineering from the University of Illinois Champaign-Urbana in 1985. In 1968 he met his wife Lisa when he was 19 and she was 16. They were married in June of 1970.

After he graduated from the University of Illinois, Gary and Lisa moved to Seattle, Washington where he worked with his brother and acquired patents in the hot water industry. In 1996 he started to manufacture and sell his patented products. He was president of Perry Industries.

Gary and Lisa always wanted to move to Montana but could not find work. After a flood destroyed their brand-new home in 1997, Gary told Lisa that if they got the house cleaned up, he would take her anywhere she wanted to go. After the job was done, he asked her where she wanted to go, and she responded, "Take me to Montana."

Within a week they had driven to Montana, made an offer on a house and some land to be used to build a manufacturing plant, and changed their license plate to Montana. They bought the house his wife still lives in.

Having been interested in politics since he was a young boy, Gary decided it was time to give back. He won a seat in the Montana State Senate in 2003 and served in the Senate through 2009. Senator Perry was famous for his 41-minute opening on a bill. He was a member of the Judiciary and Natural Resources committee. He also was chairman of the Gallatin County Republican Central Committee, the Chamber of Commerce, the Rotary, and the NRA.

Gary is survived by his wife Lisa and their son Travis.

ARTHUR L. PETERSON

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Arthur L. Peterson on March 22, 2023. It is fitting and proper that the record and accomplishments of the late Art Peterson be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:*

Art Peterson was born in Glyndon, Minnesota on June 27, 1926, in the parsonage of the Congregational Church, where his father served as pastor. The sixth child born to Hilda and J. Martin Peterson, his childhood was spent in small towns in the Midwest: Glyndon, Minnesota and Birnamwood, Prescott and Mondovi, Wisconsin.

He became the nation's youngest state legislator in 1952 when he was elected to the Wisconsin Assembly in 1950. He interrupted his legislative service when he volunteered for duty with the U.S. Marine Corps during the Korean Conflict in which he served as an infantry company commander as a Captain in Korea. Shortly before going to Korea, he had married Connie Lucille Harr.

During a career which combined a continuing interest in higher education and politics, he served for 20 years as a college professor in the field of political science at the University of Wisconsin (Eau Claire) and Ohio Wesleyan, and as a college dean and president for 16 years at the American Graduate School of International Management, Lebanon Valley College, and Eckerd College. In the late 1990s Art served as the Scott Professor of Leadership at Rocky Mountain College in Billings. He was elected as a member of the 2001 State House of Representatives and served on the Appropriations Committee.

Art was preceded in death by his parents, brothers and sisters, his wife Connie of 50 years and a son. He is succeeded by his wife Mary as well as by her children and family, his children, grandchildren, and many friends.

THOMAS PAUL "TOM" RICHMOND

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Thomas Paul "Tom" Richmond on February 14, 2022 at St. Vincent hospital at age 73. It is fitting and proper that the record and accomplishments of the late Tom Richmond filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:*

Tom was born in Great Falls to Dorothy and Lou Richmond on August 4, 1948. He married Rene Dupuis in 1969 and they have been married 52 years. Both Tom and Rene attended the same grade school and high school in Great Falls. Tom graduated from Montana Tech in Butte in 1971 with a bachelor's degree in petroleum engineering.

After graduation he worked in the Great Falls Refining Division of Phillips Petroleum company before taking a position at the U.S. Geological Survey's Conservation Division Offshore Operations office in Metairie, Louisiana. He moved with the Geological Survey to engineering positions in Tulsa and Oklahoma City.

Tom served in the Montana House of Representatives during the 2015 session and as a State Senator for Senate District 28 during the 2017 and 2019 sessions. He served on the Business, Energy, Natural Resources and Education committees.

Tom was a licensed amateur radio operator and past president of the Yellowstone Radio Club. He was a master woodworker, a hobby where he made most of the furniture in his house, the kitchen and bathroom cabinets, outdoor large planters and remade the decks around the house. There wasn't a project he couldn't do. He also loved classical music, operas, reading books, talking to people and having pet dogs and cats.

Tom was predeceased by his parents, uncles Melvin and James, and aunts Beatrice, Marion, and Kathleen. He is survived by his wife Rene, sister Nancy, nieces and great-nieces and nephews. His pet pug dogs, Tara and Zoe will miss him greatly.

JONAS ROSENTHAL

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Jonas Rosenthal on October 2, 2022 at the age of 72. It is fitting and proper that the record and accomplishments of the late Jonas Rosenthal be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:*

Jonas Rosenthal was born in Baltimore, Maryland. He found his way to Vermont after receiving master's degrees in public administration from Montana State University and in parks and recreation from Penn State University. After having served as the village manager of Poultney, Vermont, he was the zoning administrator in Castleton and Pawlet. He was a mentor and an inspiration to many people.

Jonas was a volunteer whose passion lay with expanding recreational opportunities for young people and who was always working to secure funds for town projects. He was instrumental in helping the town secure a Vermont Outdoor Recreation Communities grant, and in helping the town move forward when Green Mountain College closed.

In 2018 Rosenthal was honored in a State House resolution. The Rosenthal Room at Poultney Public Library is named after him. In 2016 the Poultney Area Chamber of Commerce declared him Honorary Citizen of the Year, and he was also awarded the Frances B. Elwell Award for Municipal Management, the Preservation Trust of Vermont Award, along with the Vermont Downtown Program Green Mountain Award.

The Chairwoman of the Poultney Planning Commission remembers Rosenthal as the consummate volunteer. "As soon as I got the news of his passing, it was nighttime. I went outside ... and the streetlights, the benches, the bike racks, even the trash receptacles, everything came from Jonas working away on grant after grant.

Rosenthal served in the Montana House of Representatives from Cascade County during the 1979 session.

GLENN ARTHUR ROUSH

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Glenn Arthur Roush on May 27, 2020 at the veterans home in Columbia Falls. It is fitting and proper that the record and accomplishments of the late Glenn Roush be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:*

Glenn Roush was born in Helena on January25, 1934 at the Florence Crittenton Home. He was adopted as an infant through the Intermountain Children's Home by Robert and Agnes Roush of Hardin. He spent his childhood in various places throughout Montana and South Dakota because his father was employed with the U.S. Department of Interior and various county extension offices.

Glenn graduated from Cut Bank High School in 1952 and attended Montana State College (MSU) before enlisting in the U.S. Army in 1955. He was employed by Montana Power (Northwestern Energy) for 44 years in gas well production services. He was a member of the AFL-CIO, the Moose, American Legion and Elks. Glenn also served as a board member for the Glacier County Community Health Center.

Glenn was very proud to have served in the Montana House of Representatives (1981-1984) and as a State Senator (1999-2006). He served on Business and Labor, Energy and Telecommunications and Natural Resources. One of the highlights of his tenure in the political arena was, as a leader of the Montana State Veteran Affairs Committee, arranging for the National Director of Veterans Affairs to visit Montana. Nearly one thousand veterans traveled to Helena for a public hearing to speak directly to the administrator about the challenges they faced in traveling great distances to receive medical and social services at Fort Harrison, the only hospital/clinic in Montana. The passion and actions of this committee led to the establishment of several more offices and clinics throughout the state which made care more easily accessible to the state's veterans.

Glenn and Ardith loved to travel, especially their cruises in the Caribbean, Panama Canal, and Alaska. Summers were always spent planning and organizing the yearly family reunions camping at Holland Lake.

Glenn was preceded in death by his parents and his wife, Ardith. He is survived by daughters, Kay (Jake) Neil and Glenda (Brian) Armstrong; sons, Ryan (Robin) Roush and Neal Roush; grandchildren, Stephanie (Joel) Gaertig, Travis Neil, Renae (Tyler) Hubbard, Kaylie (Shawn) Hanson, Todd Roush, Anyssa Roush, Madison Armstrong, Sydne Armstrong; and great-grandchildren, Jack and Gavin Gaertig, Ellie Hubbard, and Ryker Hanson.

BARRY "SPOOK" STANG

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Barry "Spook" Stang on January 22, 2023. It is fitting and proper that the record and accomplishments of the late spook Stang be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:*

Spook Stang was born in Missoula, the middle child of three, on December 5, 1050, to Leo and Angie Stang. He spent his early years in Missoula until his dad moved the family to St. Regis in 1958 to open Stang's Food City. The grocery store was the family business.

While pursuing a bachelor's degree in accounting at Carroll College, Spook made many lifelong friends. He took an accounting job in Helena after graduation where he met the mother of his two children, JoAnn Harris (McGarvey). The couple was married in Butte and moved to Hamilton where his daughter Mandi was born in 1977. They returned to St. Regis where Spook became the butcher at Stang's Food City. His son Ryan was born in 1979 to complete the family. While Spook was a great friend, he was an even better Dad, always sitting in the front row with his popcorn, cheering the kids on and "instructing" the refs.

Spook was elected to the Montana House of Representatives for the 1987, 1989 and 1991 sessions and to the State Senate for the 1993, 1995, 1997, and 1999 sessions. In both houses he was on the Education, Highways and Taxation committees. He had numerous friends on both sides of the aisle and was known for his ability to work with both parties. His bipartisanship would serve him well in his next career, as Executive Vice President of the Motor Carriers of Montana. His 14 years of legislative experience proved beneficial at the trucking association, and he worked there until his retirement in 2020.

Spook and JoAnn ended their marriage as friends, and Spook rekindled his romance with Daun Clements. He loved Daun and her kids, Ty and Evan. Daun and Spook loved boating, and much of their vacation time together involved a lake or a river. Spook enjoyed Harley motorcycling trips with his cousin Mike, ATV adventures in Arizona, sports of all kinds, and every bird-hunting excursion possible.

Spook was preceded in death by his parents, Leo and Angie Stang; brother-in-law Bob Pickering; and his hunting buddy Bob, his beloved dog. He is survived by his daughter and son-in-law, Mandi, and Bill Brunckhorst; grandchildren, Kylee and Ryan Brunkhorst; his son, Ryan Stang; sister, Judy Stang; brother and sister-in-law, Richard and Nancy Stang; niece and nephew, Larissa Moe and Eric Stang; dear friends Daun, Evan and Ty Clemens.

MILES L. SWAN

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Miles L. Swan on May 26th, 2019 surrounded by his loving family. It is fitting and proper that the record and accomplishments of the late Miles Swan be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:*

Miles "Torchy" Swan was born on March 28, 1926, in Livingston to Leonard and Lillian Swan. The family, including his sisters Lila and Sheila, lived on the family ranch outside of Highwood. His mother sent him to school when he was five years old to get him "out from underfoot" as he was a "rascal" to younger sister, Lila. He graduated from high school in 1932.

He attended Montana State College for one quarter and joined the Army in December of 1944, spending his first Christmas away from home in an empty barracks as everyone else had gone home for the holidays. Miles, stationed in Hawaii, translated Japanese and later Soviet radio code. An ace shot, he was promoted to sergeant and received an honorable discharge.

Miles earned a degree in animal industry at MSC 1950and was a member of Sigma Chi fraternity. Miles and his "adorable Wyoming girl," Doris Nye married on September 16, 1950, and returned to the ranch to start a family. Miles worked on the ranch with his father and later became partners with his brother-in-law, Herb Pasha. The two remained partners for over 40 years and formed a lifelong friendship.

In addition to ranching, Miles served in the Montana House of Representatives in the 1969 and 1971 sessions. He was active in the Stockgrowers organization and served on two bank boards. He was active in Masons and Eastern Star. After 80-plus years of ranch life, Miles and Doris moved to Great Falls in 2014 and became active in the Senior bridge community. They celebrated 'family" at the annual Labor Day gathering at the cabin on Flathead Lake.

Preceding Miles in death were his parents, sister Shirley Cornelius, brothers-in-law Bill Cornelius and Herb Pasha and brother Lee. He is survived by his wife Doris; daughters Linda, Lisa (Monk Semansky), Annette (John Schipf), Virginia (Thomas Sullivan), and Carol; Gill McKeever, an exchange student from Barbados; grandchildren Kirsten Schipf Brady (Dane), David Schipf (Hsiang Yuan), Joseph Semansky (Lisa), Kathryn "Katie" Schipf, Danial Sullivan (Aubrey Power), Rachel Semansky Kimm (Weston), Mari Sullivan, and Cormac "Mac" Sullivan; four great-grandsons: Mathew and Andrew Brady, Abraham Schipf and Miles Kimm, sister-in-law Pennee Albrecht and sister Lila Pasha.

MARK ALLEN SWEENEY

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of Mark Allen Sweeney on May 6th, 2022 at age 62. It is fitting and proper that the record and accomplishments of the late Mark Sweeney be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:*

Mark Sweeney was born in Butte on May 27, 1959, the youngest son of Jean and Bill Sweeney. Raised in Miles City, he hunted and fished on the eastern prairies. He went to Western Montana College in Dillon, where he wrestled and explored the mountain west.

After college he returned to Eastern Montana and worked at the Lower Yellowstone River Intake near Glendive for Montana Fish, Wildlife and Parks. He was responsible for establishing the river's walleye population, gathering walleye eggs downstream from the intake on the Yellowstone. Those eggs spawned the walleye program at Miles City fish hatchery.

That success led to Sweeney working to improve Montana fish populations as far west as Lake Koocanusa in Libby. He eventually became manager of the Washoe Park Trout Hatchery in Anaconda, where biologists developed the population of genetically pure west slope cutthroat used to re-populate the fish to their historic Montana territories.

Mark grew up on the Yellowstone River, hunting and navigating in a small kayak. "He was like a Huckleberry Finn," said his friend Chris Marchion of Anaconda. "He knew all the islands. He really knew that river. He would float all the time in that little kayak."

Mark's deeply seated values compelled him to serve the public. He began as a county commissioner, then a member of the Montana House of Representatives in the 2019 session and the State Senate in the 2021 session. He represented an area that stretches from Drummond to Walkerville in the northern reaches of Butte. He was engaged in a campaign for a seat in the U.S. House of Representatives at the time of his death.

Mark is survived by his wife Sue; his daughters Shannon and Jordan; his stepdaughters Brandi Johnson and Carly Johnson; his grandsons Weston and Brooks; his father-in-law Vic Standa; his siblings Judy and Perry Wolfe, Bill and Lana Sweeney, Joan and Dale Hubber; in-laws Frank and Becky Standa, Jack and Nia Standa, Leigh and Scott McOmber; numerous nieces and nephews and their children.

WILLIAM G. (BILL) THOMAS

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of William G. "Bill" Thomas on November 13, 2022 with his family by his side. It is fitting and proper that the record and accomplishments of the late Bill Thomas be filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:*

Bill Thomas was born January 17, 1942, in Great Falls to Martin and Irene Thomas. After graduating from Great Falls Central High, he attended Montana State University and enjoyed fraternity life and college football. He graduated from Montana State Northern.

His entrepreneurial spirit led him to become a successful small business owner of Granny's Pie House, It'll Do Bar, Iron Kettle restaurant and oil drilling endeavors. He served as a member of the Montana House of Representatives in the 1975 session and in the State Senate during the 1977, 1979, 1981 and 1982 sessions.

He was an educator for 30 years and served as President of the State Board of Education where he championed the Montana School for the Deaf and Blind. He was particularly fond of helping countless friends and family in navigating intricate ways to afford higher education. He had a strong Catholic faith, having spent time in the seminary in his youth and as a lifelong parishioner of Holy Spirit Church.

Bill enjoyed a variety of activities including politics, investing, both water and snow skiing, yearly boating outings with his family at Seeley Lake. He had a passion for football, the Green Bay Packers and the Notre Dame Fighting Irish. He enjoyed and always made time to mentor his political friends and colleagues. He also spent time volunteering at St. Thomas Orphanage, Great Falls Rotary, and many roles in organizing the Montana East/West Shrine Football Game.

Bill was best known for his big heart, deep belly laugh, and infectious smile. He was preceded in death by his loving parents and his brother-in-law, Hollis Broderick. He is survived by his beloved wife of 53 years, Patsie Bartoletti-Thomas, his sister Colleen Broderick, his children Patti Monts, William G. (Jen) Thomas II, Mary Pat (Tim) Penley, Marty (Rebecca), Brad, and Stephanie (Justin); his grandchildren Kim, Katie, Kyle, Bryce, Amanda, Thomas, Edward, Terra, Joseph, Taylor, Gabe, Kate, William J. Thomas III and Colton.

WILLIAM EUGENE "GENE" VUCKOVICH

***WHEREAS**, it is with deep and sincere sorrow that the members of the Sixty-Eighth Legislative Assembly of the State of Montana record the passing of William Eugene "Gene" Vuckovich on July 12, 2022 at the age of 86. It is fitting and proper that the record and accomplishments of the late Gene Vuckovich filed on the official records of this Assembly, and the following facts relative to his career are hereby noted:*

Gene Vuckovich was born in Anaconda on March 9, 1936, to Daniel and Donnie (Elakovich) Vuckovich. He joined his older siblings Jack and Nada to create a loving family unit with a fierce devotion to one another. He was only 7 years old when his father suddenly passed away, but he believed these hard times helped develop his strong work ethic, sense of service to others and dedication to his community.

He met the beautiful and charming Noreen Opie at high school, and she became the love of his life. They were married on August 31, 1957. He received a scholarship from Western Montana College, earning a Bachelor of Arts degree in education, majoring in English and social studies. He completed graduate work at the University of Montana and University of Utah, earning a Master of Science degree in mathematics and physics. He taught and coached in the Anaconda school system and also worked as a journeyman ironworker in the summer and school breaks to help support his family. He felt privileged to be part of the crew of “men on the mountain,” a group of ironworkers from Local 81 that helped assemble Our Lady of the Rockies.

Gene changed career paths and served as the Director of the Montana Concentrated Employment Program, and for over 16 years served as the Director/Coordinator for the Montana Ironworkers’ Apprenticeship Program. He was City/County Manager of Anaconda/Deer Lodge County and was instrumental in seeing the Old Works Golf Course built on a superfund cleanup site. His last job was Executive Director for Montana Rural Development Partners.

After retirement Gene ran for an open seat in the Montana State Senate. He served in the Senate during the 2011 through 2019 sessions working on the Business, Energy and Local Government committees.

Gene was preceded in death by his parents; wife Noreen; stepfather George Schimmings; in-laws William and Kathryn Opie-Mertzig and Kathryn’s second husband Louie Mertzig, brother-in-law Ray Sherrill, sister-in-law Vi Vuckovich, infant son William Eugene Vuckovich Jr. and grandson Jeremy Funston. He is survived by his children and their families: Dan, Verna, McCall, Finnegan and Emery; Chris, Jessica, Graham, Callait and Theo; Kim, Katie, Mark, Remy Lynne, and Tyler Ann; Mark; Jackie, Ken, Colin, Lacey, Connor, Kerrianne and Kennah Beth; Mary, Andrea, Josh and Ellie; John and Vera. Gene is also survived by his brother Jack Vuckovich; sister Nada Sherrill, brother-in-law Jim Opie and his wife Carol.

SENATE JOURNAL
68TH LEGISLATURE
SEVENTY-SIXTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
April 18, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SJ 19, HB 33, HB 35, HB 37, HB 45, HB 62, HB 118, HB 128, HB 190, HB 196, HB 198, HB 215, HB 229, HB 234, HB 243, HB 262, HB 283, HB 322, HB 360, HB 364, HB 376, HB 419, HB 433, HB 435, HB 437, HB 455, HB 460, HB 485, HB 534, HB 539, HB 541, HB 561, HB 576, HB 580, HB 592, HB 656, HB 685, HB 705, HB 706, HB 707, HB 715, HB 722, HB 724, HB 733, HB 743, HB 748, HB 761, HB 840, HB 898, HB 918**.
Correctly engrossed: **HB 359, HB 402, HB 449, HB 486, HB 597, HB 804, HB 852, HB 872**.
Examined by the sponsor and found to be correct: **SB 8, SB 42, SB 61, SB 63, SB 76, SB 112, SB 115, SB 117, SB 130, SB 152, SB 163, SB 164, SB 166, SB 167, SB 170, SB 173, SB 174, SB 177, SB 178, SB 181, SB 184, SB 197, SB 199, SB 202, SB 203, SB 213, SB 214, SB 220, SB 234, SB 236, SB 237, SB 240, SB 244, SB 254, SB 260, SB 262, SB 263, SB 264, SB 269, SB 270, SB 274, SB 279, SB 286, SB 288, SB 289, SB 293, SB 300, SB 307, SB 309, SB 313, SB 324, SB 356, SB 363, SB 373, SB 398, SB 400, SB 448, SJ 5, SJ 6, SJ 10, SJ 14, SJ 16, SJ 18, SR 60, SR 61, SR 66, SR 67**.
Transmitted to the House: **HB 16, HB 29, HB 33, HB 35, HB 37, HB 45, HB 62, HB 118, HB 164, HB 174, HB 189, HB 190, HB 196, HB 198, HB 215, HB 217, HB 218, HB 225, HB 229, HB 234, HB 241, HB 244, HB 245, HB 262, HB 283, HB 297, HB 322, HB 333, HB 359, HB 360, HB 364, HB 376, HB 377, HB 396, HB 402, HB 412, HB 419, HB 433, HB 435, HB 437, HB 455, HB 460, HB 486, HB 534, HB 539, HB 541, HB 561, HB 576, HB 580, HB 592, HB 612, HB 656, HB 676, HB 685, HB 705, HB 706, HB 707, HB 715, HB 743, HB 748, HB 761, HB 791**.
Correctly enrolled: **SB 8, SB 42, SB 46, SB 61, SB 63, SB 76, SB 106, SB 112, SB 115, SB 117, SB 130, SB 152, SB 163, SB 164, SB 166, SB 167, SB 170, SB 173, SB 174, SB 177, SB 178, SB 181, SB 184, SB 197, SB 199, SB 202, SB 203, SB 213, SB 214, SB 220, SB 234, SB 236, SB 237, SB 240, SB 244, SB 254, SB 260, SB 262, SB 263, SB 264, SB 269, SB 270, SB 274, SB 275, SB 279, SB 281, SB 284, SB 286, SB 288, SB 289, SB 293, SB 300, SB 301, SB 307, SB 308, SB 309, SB 313, SB 314, SB 324, SB 338, SB 339, SB 345, SB 356, SB 363, SB 373, SB 391, SB 396, SB 398, SB 400, SB 406, SB 411, SB 414, SB 448, SJ 5, SJ 6, SJ 10, SJ 14, SJ 16, SJ 18, SR 60, SR 61, SR 66, SR 67**

REPORTS OF STANDING COMMITTEES

FINANCE AND CLAIMS (Esp, Chair) — 04/17/2023
HB 402, be concurred in.

JUDICIARY (Regier, Chair) — 04/18/2023
SR 71, be adopted.

PUBLIC HEALTH, WELFARE AND SAFETY (McGillvray, Chair) 04/17/2023
HB 872, be amended with HB0872.002.004 and, as amended, be concurred in.

STATE ADMINISTRATION (Cuffe, Chair) 04/17/2023
SJ 19, do pass.
HB 852, be amended with HB0852.002.001 and, as amended, be concurred in.

Without objection, the committee reports were adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate bills concurred in and returned to the Senate:

04/17/2023

SB 109, introduced by K. Regier
SB 218, introduced by G. Hertz
SB 224, introduced by G. Hertz
SB 410, introduced by B. Usher
SB 453, introduced by J. Small

Senate bills concurred in as amended and returned to the Senate for concurrence in House amendments: 04/17/2023

SB 38, introduced by B. Brown
SB 73, introduced by T. McGillvray
SB 93, introduced by M. Cuffe
SB 94, introduced by B. Usher
SB 278, introduced by S. Fitzpatrick
SB 328, introduced by D. Lenz
SB 351, introduced by D. Zolnikov
SB 359, introduced by T. Vermiere
SB 384, introduced by D. Zolnikov
SB 487, introduced by S. Vance
SB 490, introduced by G. Hertz

FIRST READING AND COMMITMENT OF BILLS

The following Senate joint resolutions were introduced, read first time, and referred to committee:

SJ 26, introduced by D. Zolnikov, referred to Legislative Administration.
SJ 27, introduced by A. Olsen, referred to Agriculture, Livestock and Irrigation.
SJ 28, introduced by D. Emrich, D. Bartel, K. Bogner, B. Brown, C. Glimm, S. Hinebauch, J. Hinkle, T. Manzella, M. Noland, K. Regier, B. Usher, referred to Taxation.

MOTIONS

Majority Leader Fitzpatrick moved to place **HB 402**, reported unamended out of the Finance and Claims Committee this date, on the third reading agenda today. Without objection, so ordered.

Senator Friedel moved the Senate reconsider its action on **HB 808**, indefinitely postponed the previous legislative day, and that **HB 808** be placed on second reading this date. Motion carried as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Emrich, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vermeire, Zolnikov, Mr. President.
Total 28

Nays: Beard, Boldman, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Vance, Welborn.
Total 21

Voted absentee: None.

Excused: Webber.
Total 1

Absent or not voting: None.
Total 0

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 828 - Majority Leader Fitzpatrick moved consideration of **HB 828** be moved to the top of the agenda. Without objection , so ordered.

HB 479 - Majority Leader Fitzpatrick moved consideration of **HB 479** be moved to the top of the agenda. Without objection , so ordered.

HB 449 - Majority Leader Fitzpatrick moved consideration of **HB 449** be moved to the top of the agenda. Without objection , so ordered.

HB 220 - Majority Leader Fitzpatrick moved consideration of **HB 220** be moved to the top of the agenda. Without objection , so ordered.

HB 482 - Majority Leader Fitzpatrick moved consideration of **HB 482** be moved to the top of the agenda. Without objection , so ordered.

HB 496 - Majority Leader Fitzpatrick moved consideration of **HB 496** be moved to the top of the agenda. Without objection , so ordered.

HB 597 - Majority Leader Fitzpatrick moved consideration of **HB 597** be moved to the top of the agenda. Without objection , so ordered.

HB 597 - Senator Cuffe moved **HB 597** be concurred in.

HB 597 - Senator Glimm moved **HB 597**, second reading copy, be amended with HB0597.003.002. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 46

Nays: Cuffe, Ellis, Olsen.
Total 3

Voted absentee: None.
Total 0

Excused: Webber.
Total 1

Absent or not voting: None.
Total 0

HB 597, as amended, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senator Glimm assumed the chair.

HB 496 - Senator McKamey moved **HB 496** be concurred in. Motion carried as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn.
Total 27

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Noland, Regier K, Trebas, Usher, Vance, Zolnikov.
Total 23

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 482 - Senator Fuller moved **HB 482** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Lang, Lenz, Lynch, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 39

Nays: Beard, Boldman, Ellis, Hayman, Hinebauch, Kelker, Mandeville, McGillvray, Olsen, Pope, Vance.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 220 - Senator Cuffe moved **HB 220** be concurred in.

HB 220 - Senator Molnar moved **HB 220**, second reading copy, be amended with HB0220.003.002. Amendment **not adopted** as follows:

Yeas: Bartel, Bogner, Boldman, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Tempel, Webber, Zolnikov.
Total 24

Nays: Beard, Brown, Cuffe, Emrich, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn.
Total 26

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 220 - Thereupon, the Senate reverted to the original motion of Senator Cuffe which carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 449 - Senator Curdy moved **HB 449** be concurred in.

HB 449 - Senator Curdy moved **HB 449**, second reading copy, be amended with HB0449.002.004. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Emrich.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 449, as amended, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn, Zolnikov.
Total 36

Nays: Beard, Brown, Emrich, Esp, Fuller, Glimm, Hinebauch, Mandeville, Manzella, McGillvray, Noland, Trebas, Usher, Vance.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 479 - Senator Hertz moved **HB 479** be concurred in.

HB 479 - Senator Olsen moved **HB 479**, second reading copy, be amended with HB0479.003.001. Amendment **not adopted** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Small, Tempel, Webber, Zolnikov.
Total 20

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Trebas, Usher, Vance, Vermeire, Welborn.
Total 30

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 479 - Thereupon, the Senate reverted to the original motion of Senator Hertz which was concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 37

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, Kelker, Lynch, O'Brien, Olsen, Webber, Welborn.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 828 - Majority Leader Fitzpatrick moved **HB 828** be concurred in. Motion carried as follows:

Yeas: Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, McClafferty,

McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 37

Nays: Bartel, Beard, Emrich, Esp, Hinebauch, Lang, Lenz, Manzella, McGillvray, Molnar, Regier K, Trebas, Welborn.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 325 - Senator Zolnikov moved **HB 325** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Bartel, Esp.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise, report progress, and beg leave to sit again.** Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland,

O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Friedel, Mandeville, Morigeau.
Total 3
Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 496**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 482**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 220**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 449**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 479**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 828**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Senator Esp announced the Finance and Claims Committee will meet at 3:00 p.m.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Glimm in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 601 - Senator Hertz moved **HB 601** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 41

Nays: Bartel, Esp, Friedel, Hinebauch, Mandeville, McGillvray, Molnar, Trebas, Welborn.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 823 - Senator McKamey moved **HB 823** be concurred in. Motion carried as follows:

Yeas: Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, McClafferty, McKamey, Morigeau, O'Brien, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 32

Nays: Bartel, Bogner, Emrich, Esp, Friedel, Fuller, Glimm, Hinebauch, Lenz, Lynch, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Olsen, Regier K.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 346 - Senator O'Brien moved **HB 346** be concurred in. Motion **failed** as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Hertz, Kelker, Lynch, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Salomon, Small, Webber.
Total 23

Nays: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Noland, Regier K, Sales, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 27

Voted absentee: None.
Total 0

Excused: None.
Total 0
Absent or not voting: None.
Total 0

HB 346 - Majority Leader Fitzpatrick moved **HB 346** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Fitzpatrick, Fuller, Gillespie, Glimm, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 28

Nays: Boldman, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Friedel, Gross, Hayman, Hertz, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber, Welborn.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 403 - Senator Fuller moved **HB 403** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, Morigeau, O'Brien, Olsen, Pope, Trebas, Webber.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 889 - Minority Leader Flowers moved **HB 889** be concurred in. Motion carried as follows:

Yeas: Bogner, Boldman, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen,

Pope, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Welborn, Zolnikov.
Total 30

Nays: Bartel, Beard, Brown, Cuffe, Emrich, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, Noland, Regier K, Sales, Usher, Vance.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise, report progress, and beg leave to sit again.** Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 44

Nays: Dunwell, Friedel, Mandeville, Morigeau, Olsen, Webber.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

HB 16, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 29, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Lynch.
Total 1

Absent or not voting: None.
Total 0

HB 37, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 41

Nays: Cuffe, Esp, Fitzpatrick, Friedel, Mandeville, Sales, Salomon, Small, Welborn.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 45, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 174, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 189, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 217, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Bartel.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 225, concurred in as follows:

Yeas: Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Zolnikov.
Total 39

Nays: Bartel, Beard, Ellis, Gross, Hayman, Kelker, Lang, Olsen, Usher, Webber, Welborn.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 244, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 245, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Olsen.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 297, concurred in as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Esp, Fitzpatrick, Fox, Friedel, Gillespie, Glimm, Gross, Hertz, Lang, Lenz, Lynch, Mandeville, McKamey, Molnar, Morigeau, Mr. President, Noland, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 32

Nays: Bogner, Dunwell, Ellis, Emrich, Flowers, Fuller, Hayman, Hinebauch, Kelker, Manzella, McClafferty, McGillvray, O'Brien, Olsen, Pope, Regier K, Sales, Webber.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 359, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Olsen.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 364, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Dunwell, Hayman, Olsen.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 377, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lenz, Lynch, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Vermeire, Webber, Zolnikov.
Total 37

Nays: Bartel, Brown, Esp, Glimm, Hinebauch, Lang, Mandeville, Manzella, Noland, Tempel, Usher, Vance, Welborn.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 396, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Dunwell.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 486, concurred in as follows:

Yeas: Bogner, Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lang, Lynch, Mandeville, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Small, Trebas, Vermeire, Webber, Welborn, Zolnikov.
Total 28

Nays: Bartel, Beard, Brown, Cuffe, Emrich, Esp, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Salomon, Tempel, Usher, Vance.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 612, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Kelker, Lang, Lenz, Lynch, McClafferty, McKamey,

Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Zolnikov.
Total 37

Nays: Brown, Esp, Glimm, Hertz, Hinebauch, Mandeville, Manzella, McGillvray, Noland, Regier K, Trebas, Usher, Welborn.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 743, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 791, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,
Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Welborn.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Usher, Webber, Zolnikov.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 33, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Olsen.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 35, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 62, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Brown, Emrich, Manzella, Trebas, Usher.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 118, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 164, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 39

Nays: Emrich, Esp, Glimm, Hinebauch, Lang, Lenz, Manzella, McGillvray, Noland, Regier K, Usher.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 190, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lynch, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 40

Nays: Cuffe, Emrich, Fitzpatrick, Hinebauch, Lang, Lenz, Mandeville, Molnar, Mr. President, Olsen.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 196, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Tempel.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 198, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 215, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 218, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 35

Nays: Beard, Brown, Cuffe, Emrich, Esp, Fuller, Glimm, Hertz, Hinebauch, Lang, Manzella, Molnar, Noland, Regier K, Usher.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 229, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Emrich, Hinebauch, McGillvray, Molnar.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 234, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 241, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 243, **not concurred in** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Gillespie, Gross, Hayman, Hertz, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Vermeire, Webber, Welborn.
Total 23

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vance, Zolnikov.
Total 27

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 262, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 283, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Small, Tempel, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 322, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 28

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Small, Tempel, Webber, Welborn.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 333, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Emrich.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 360, concurred in as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Beard, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 376, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 412, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 31

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Mandeville, Manzella, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 419, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber, Welborn.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 433, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Friedel.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 435, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 437, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Dunwell, Ellis, Gross, Hayman, Mandeville, Olsen.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 455, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Kelker, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 40

Nays: Gross, Hayman, Hinebauch, Lang, Lenz, McGillvray, O'Brien, Olsen, Sales, Welborn.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 460, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Curdy, Gross, Hayman, Olsen.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 534, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Hinebauch, Olsen.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 539, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Kelker, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 38

Nays: Dunwell, Ellis, Hayman, Hinebauch, Lang, Lenz, McGillvray, Noland, O'Brien, Olsen, Tempel, Webber.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 541, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Noland, Regier

K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 29

Nays: Boldman, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Salomon, Webber, Welborn.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 561, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Dunwell, Flowers, Fox, Olsen.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 576, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 580, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 46

Nays: Dunwell, Mr. President, Olsen, Welborn.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 592, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 614, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Small, Usher, Vance, Vermeire.
Total 26

Nays: Boldman, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Salomon, Tempel, Trebas, Webber, Welborn, Zolnikov.
Total 24

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 656, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President,

Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 676, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 30

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Small, Tempel, Webber, Welborn.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 685, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 705, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 706, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 707, concurred in as follows:

Yeas: Bogner, Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 36

Nays: Bartel, Beard, Brown, Cuffe, Emrich, Esp, Fuller, Glimm, Hinebauch, Lang, Manzella, Noland, Trebas, Vance.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 715, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 30

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Small, Webber, Welborn.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 724, **not concurred in** as follows:

Yeas: Bogner, Curdy, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Olsen, Salomon, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 25

Nays: Bartel, Beard, Boldman, Brown, Cuffe, Dunwell, Ellis, Esp, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, Noland, O'Brien, Pope, Regier K, Sales, Small, Tempel, Usher.
Total 25

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 733, **not concurred in** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Friedel, Fuller, Gillespie, Glimm, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Small, Tempel, Trebas, Vance, Zolnikov.
Total 25

Nays: Boldman, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gross, Hayman, Hertz, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Usher, Vermeire, Webber, Welborn.
Total 25

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 748, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Kelker, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 38

Nays: Emrich, Esp, Hertz, Hinebauch, Lang, Lenz, Lynch, McGillvray, Noland, Regier K, Sales, Welborn.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 761, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Ellis, Gross, Hayman, Olsen.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 804, **not concurred in** as follows:

Yeas: Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, Olsen, Pope, Sales, Small, Webber.
Total 20

Nays: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Noland, O'Brien, Regier K, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 30

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 403**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved the Senate accede to the request of the House and authorize the President to appoint a Free Conference Committee to confer on Senate amendments to **HB 260**. Without objection, so ordered.

President Ellsworth appointed President Ellsworth, chair, and Senators Fitzpatrick and Flowers.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved that the Senate stand in recess until 5:30 p.m., this date. Without objection so ordered. Senate recessed at 3:35 p.m.

Senate reconvened at 5:33 p.m., President Ellsworth presiding.

REPORTS OF STANDING COMMITTEES

FINANCE AND CLAIMS (Esp, Chair) 04/13/2023
HB 2, be concurred in as amended.

FISH AND GAME (Hinebauch, Chair) 04/18/2023
HB 372, be amended with HB0372.002.002 and, as amended, be concurred in.
HB 521, be concurred in.

LEGISLATIVE ADMINISTRATION (Lang, Chair) 04/18/2023
SR 53, be adopted.
SR 58, be adopted.

Without objection, the committee reports were adopted.

MOTIONS

Senator Morigeau moved the Senate reconsider its action on **HB 346**, indefinitely postponed during second reading this date, and that **HB 346** be placed on second reading this date. Motion carried as follows:

Yeas: Bogner, Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Salomon, Small, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 30

Nays: Bartel, Beard, Brown, Emrich, Esp, Fuller, Glimm, Hinebauch, Lang, Lenz, McGillvray, Noland, Regier K, Sales, Tempel, Trebas, Usher, Vance.
Total 18

Voted absentee: None.

Excused: Cuffe, Manzella.
Total 2

Absent or not voting: None.
Total 0

Senator Lynch moved the Senate reconsider its action on **HB 614**, which was concurred in on third reading this date, and that **HB 614** be placed on third reading on the third agenda this date. Motion carried as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Salomon, Small, Trebas, Webber, Welborn, Zolnikov.
Total 26

Nays: Bartel, Beard, Bogner, Brown, Esp, Fitzpatrick, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, McGillvray, McKamey, Noland, Regier K, Sales, Tempel, Usher, Vance, Vermeire, Mr. President.
Total 22

Voted absentee: None.
Total 0

Excused: Cuffe, Manzella.
Total 2

Absent or not voting: None.
Total 0

Senator Zolnikov moved the Senate reconsider its action on **HB 724** which failed third reading this date, and that **HB 724** be placed on third reading this date. Motion carried as follows:

Yeas: Bogner, Curdy, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McGillvray, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Salomon, Small, Trebas, Vermeire, Webber, Zolnikov.
Total 26

Nays: Bartel, Beard, Boldman, Brown, Dunwell, Emrich, Esp, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Noland, Regier K, Sales, Tempel, Usher, Vance, Welborn, Mr. President.
Total 22

Voted absentee: None.
Total 0

Excused: Cuffe, Manzella.
Total 2

Absent or not voting: None.
Total 0

Senator Mandeville moved the Senate Adjourn Sine Die. Motion **failed** as follows:

Yeas: Boldman, Emrich, Glimm, Hayman, Hinebauch, Lynch, Mandeville, Molnar, Morigeau, Noland, Regier K, Usher.
Total 12

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hertz, Kelker, Lang, Lenz, McClafferty, McGillvray, McKamey, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 37

Voted absentee: None.
Total 0

Excused: Manzella.
Total 1

Absent or not voting: None.
Total 0

Senator Morigeau moved to change his third reading vote on **HB 791** from No to Yes. Senator Lenz objected and the vote went to the board. The President reminded the Senate the vote must be unanimous. Motion **failed** to pass as follows:

Yeas: Bogner, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Trebas, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 31

Nays: Bartel, Beard, Boldman, Brown, Cuffe, Emrich, Esp, Fuller, Glimm, Hinebauch, Lang, Lenz, McGillvray, Noland, Regier K, Tempel, Vance, Mr. President.
Total 18

Voted absentee: None.
Total 0

Excused: Manzella.
Total 1

Absent or not voting: None.
Total 0

Senator Usher moved the Senate reconsider its action on **HB 733**, which failed third reading this date, and that **HB 733** be placed on third reading this date. Motion **failed** as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Emrich, Fuller, Glimm, Gross, Hinebauch, Lenz, Lynch, Mandeville, Morigeau, Noland, Regier K, Trebas, Usher, Zolnikov, Mr. President.
Total 19

Nays: Beard, Boldman, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Hayman, Hertz, Kelker, Lang, McClafferty, McGillvray, McKamey, Molnar, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Welborn.
Total 30

Voted absentee: None.
Total 0

Excused: Manzella.
Total 1

Absent or not voting: None.
Total 0

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 332 - Senator Hertz moved **HB 332** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Zolnikov.
Total 34

Nays: Beard, Brown, Emrich, Esp, Fuller, Glimm, Hinebauch, Lenz, Manzella, McGillvray, Noland, Regier K, Trebas, Usher, Vance, Welborn.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 382 - Senator O'Brien moved **HB 382** be concurred in. Motion carried as follows:

Yeas: Bogner, Boldman, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 36

Nays: Bartel, Beard, Brown, Emrich, Fuller, Hinebauch, Lang, Lenz, Manzella, McGillvray, Mr. President, Noland, Welborn.
Total 13

Voted absentee: None.
Total 0

Excused: Cuffe.
Total 1

Absent or not voting: None.
Total 0

HB 587 - Senator Hertz moved **HB 587** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 42

Nays: Esp, Glimm, Lynch, Mandeville, Manzella, Noland, Trebas, Welborn.
Total 8

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 588 - Senator Salomon moved **HB 588** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen,

Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 44

Nays: Esp, Glimm, Hinebauch, Lenz, McGillvray, Welborn.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 749 - Senator Salomon moved **HB 749** be concurred in. Motion carried as follows:

Yeas: Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Vermeire, Webber, Zolnikov.
Total 32

Nays: Bartel, Beard, Brown, Emrich, Esp, Fuller, Glimm, Hinebauch, Lang, Lenz, Manzella, McGillvray, Molnar, Noland, Tempel, Usher, Vance, Welborn.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 83 - **House Amendments** - Senator Cuffe moved do concur in House amendments to **SB 83**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Glimm.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 116 - **House Amendments** - Senator Lenz moved do not concur in House amendments to **SB 116**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 201 - **House Amendments** - Senator Hertz moved do concur in House amendments to **SB 201**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 216 - **House Amendments** - Majority Leader Fitzpatrick moved do concur in House amendments to **SB 216**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0
Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 245 - **House Amendments** - Senator Zolnikov moved do concur in House amendments to **SB 245**. Motion **failed** as follows:

Yeas: Bartel, Beard, Brown, Cuffe, Curdy, Dunwell, Esp, Fox, Fuller, Hertz, Hinebauch, Kelker, Manzella, McGillvray, McKamey, O'Brien, Olsen, Regier K, Small, Vance, Webber, Welborn.
Total 22

Nays: Bogner, Boldman, Ellis, Emrich, Fitzpatrick, Flowers, Friedel, Gillespie, Glimm, Gross, Hayman, Lang, Lenz, Lynch, Mandeville, McClafferty, Molnar, Morigeau, Mr. President, Noland, Pope, Sales, Salomon, Tempel, Trebas, Usher, Vermeire, Zolnikov.
Total 28

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 323 - **House Amendments** - Senator Trebas moved do concur in House amendments to **SB 323**. Motion carried as follows:

Yeas: Bartel, Beard, Brown, Cuffe, Dunwell, Ellis, Esp, Fuller, Gillespie, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, O'Brien, Olsen, Pope, Regier K, Sales, Tempel, Trebas, Vance, Vermeire, Welborn, Zolnikov.
Total 27

Nays: Bogner, Boldman, Curdy, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Glimm, Gross, Hayman, Hertz, Hinebauch, Lynch, McKamey, Molnar, Morigeau, Mr. President, Noland, Salomon, Small, Usher, Webber.
Total 23

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 331 - House Amendments - Senator Hertz moved do concur in House amendments to **SB 331**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Hayman, Molnar.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 808 - Senator Friedel moved **HB 808** be concurred in.

HB 808 - Senator Usher moved **HB 808**, second reading copy, be amended with HB0808.002.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Molnar, Tempel.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 808, as amended, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Tempel, Webber, Welborn.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 346 - Senator O'Brien moved **HB 346** be concurred in. Motion carried as follows:

Yeas: Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Salomon, Small, Vermeire, Webber, Welborn, Zolnikov.
Total 30

Nays: Bartel, Beard, Emrich, Esp, Fuller, Gillespie, Glimm, Hinebauch, Lang, Lenz, Manzella, McGillvray, Mr. President, Noland, Regier K, Sales, Tempel, Trebas, Usher, Vance.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Ellis, Olsen.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to **suspend Senate rule S40-40(2)** for the purpose of allowing **HB 808** to be placed on third reading this date. Motion **failed** as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Fitzpatrick, Fox, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lenz, Mandeville, Manzella, McKamey, Noland, Regier K, Small, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov, Mr. President.
Total 26

Nays: Beard, Boldman, Curdy, Dunwell, Ellis, Emrich, Esp, Flowers, Friedel, Fuller, Hayman, Lang, Lynch, McClafferty, McGillvray, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Welborn.
Total 24

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved to re-refer **HB 332**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 382**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 587**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 588**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 749**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Senator Usher moved the Senate **suspend Senate rule S40-40(2)** for the purpose of allowing **HB 808** to be placed on third reading this date. Motion **failed** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Dunwell, Fitzpatrick, Fox, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lenz, Mandeville, Manzella, McClafferty, McKamey, Noland, Olsen, Regier K, Sales, Small, Trebas, Usher, Vance, Vermeire, Mr. President.
Total 29

Nays: Boldman, Curdy, Ellis, Emrich, Esp, Flowers, Friedel, Fuller, Hayman, Lang, Lynch, McGillvray, Molnar, Morigeau, O'Brien, Pope, Salomon, Tempel, Webber, Welborn, Zolnikov.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

HB 402, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 40

Nays: Boldman, Dunwell, Ellis, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, Olsen.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 04/19/2023, the 77th legislative day. Motion carried.

Senate adjourned at 7:03 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
SEVENTY-SEVENTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
April 19, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. Forty-nine members present. Senator Emrich, excused. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SJ 26, SJ 27, SJ 28, SR 53, SR 58, SR 71, HB 220, HB 325, HB 332, HB 346, HB 382, HB 403, HB 479, HB 482, HB 496, HB 521, HB 587, HB 588, HB 601, HB 749, HB 823, HB 828, HB 889**.
Correctly engrossed: **HB 372, HB 808**.
Examined by the sponsor and found to be correct: **SB 10, SB 16, SB 32, SB 33, SB 46, SB 60, SB 74, SB 106, SB 143, SB 150, SB 154, SB 155, SB 165, SB 171, SB 208, SB 228, SB 275, SB 281, SB 284, SB 301, SB 308, SB 310, SB 314, SB 330, SB 338, SB 339, SB 340, SB 344, SB 345, SB 354, SB 358, SB 377, SB 378, SB 391, SB 396, SB 406, SB 411, SB 414, SB 416, SB 419, SB 422, SB 423, SB 426, SB 430, SB 432, SB 444, SB 451, SB 452, SB 464, SB 480, SB 483, SB 492, SJR 3**
Correctly enrolled: **SB 10, SB 16, SB 32, SB 33, SB 60, SB 74, SB 143, SB 150, SB 154, SB 155, SB 165, SB 171, SB 208, SB 228, SB 310, SB 330, SB 340, SB 344, SB 354, SB 358, SB 377, SB 378, SB 416, SB 419, SB 422, SB 423, SB 426, SB 430, SB 432, SB 444, SB 451, SB 452, SB 464, SB 480, SB 483, SB 492, SJ 3**.
Signed by the Secretary of the Senate at 6:30 a.m., April 6, 2023: **SB 49, SB 56, SB 58, SB 66, SB 81, SB 100, SB 101, SB 159**.
Signed by the Secretary of the Senate at 6:30 a.m., April 7, 2023: **SB 24, SB 50, SB 53, SB 70, SB 77, SB 99, SB 215**.
Signed by the Secretary of the Senate at 3:15 p.m., April 7, 2023: **SB 17, SB 22, SB 86**.
Signed by the President at 11:10 a.m., April 07, 2023: **SB 49, SB 56, SB 58, SB 66, SB 81, SB 100, SB 101, SB 159**.
Signed by the President at 11:20 a.m., April 07, 2023: **SB 24, SB 50, SB 53, SB 70, SB 77, SB 215**.
Signed by the President at 10:40 a.m., April 12, 2023: **SB 17, SB 22, SB 86**.
Signed by the President at 12:00p.m., April 17, 2023: **SB 99**.
Signed by the Speaker at 10:40 a.m., April 14, 2023: **SB 49, SB 56, SB 58, SB 66, SB 81, SB 100, SB 101, SB 159**.
Signed by the Speaker at 10:43 a.m., April 14, 2023: **SB 17, SB 22, SB 24, SB 50, SB 53, SB 70, SB 77, SB 86, SB 215**.
Signed by the Speaker at 1:40 p.m., April 17, 2023: **SB 99**.
Delivered to the Governor at 1:45 p.m., April 17, 2023: **SB 99**.
Delivered to the Governor at 3:45 p.m., April 14, 2023: **SB 17, SB 22, SB 24, SB 49, SB 50, SB 53, SB 56, SB 58, SB 66, SB 70, SB 77, SB 81, SB 86, SB 100, SB 101, SB 159, SB 215**.
Delivered to the Secretary of the State at 3:40 p.m., April 20, 2023: **SR 60, SR 61, SR 66, SR 67**.

REPORTS OF STANDING COMMITTEES

LEGISLATIVE ADMINISTRATION (Lang, Chair) 04/19/2023
HB 920, be concurred in.

Without objection, the committee report was adopted.

REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE
on House Amendments to Senate Bill 209
Report No. 1, April 18, 2023

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 209** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And recommend that **Senate Bill 209** (reference copy -- salmon) be amended with amendment SB0209.003.001.

For the Senate:	For the House:
Senator Hertz, Chair	Representative Loge
Senator Bogner	Representative Bergstrom
Senator Pope	Representative Harvey

MESSAGES FROM THE GOVERNOR

April 19, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59601

Dear President Ellsworth:

On Tuesday, April 18, 2023, I signed the following bills:

Senate Bill 5 – Dunwell
Senate Bill 21 - Fitzpatrick
Senate Bill 36 - Lenz
Senate Bill 39 - Bartel
Senate Bill 43 - Curdy
Senate Bill 48 - Pope
Senate Bill 57 - Manzella
Senate Bill 120 - Webber

The bills have been delivered to the Secretary of State's Office.

Sincerely,

Greg Gianforte
Governor

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate Bills concurred in and returned to the Senate: 04/18/2023

SB 37, introduced by G. Hertz
SB 54, introduced by G. Hertz
SB 71, introduced by D. Salomon
SB 78, introduced by B. Gillespie
SB 217, introduced by B. Gillespie
SB 232, introduced by J. Ellis
SB 252, introduced by G. Hertz
SB 312, introduced by T. Vermeire
SB 321, introduced by E. Boldman
SB 325, introduced by C. Friedel
SB 392, introduced by S. Fitzpatrick
SB 454, introduced by J. Small
SB 455, introduced by T. Vermeire
SB 456, introduced by T. Vermeire
SB 457, introduced by T. Vermeire
SB 485, introduced by J. Small
SB 491, introduced by S. Fitzpatrick
SJ 13, introduced by M. Lang

Senate bills and joint resolutions concurred in as amended and returned to the Senate for concurrence in House amendments: 04/18/2023

SB 59, introduced by S. Fitzpatrick
SB 75, introduced by S. Fitzpatrick
SB 89, introduced by R. Lynch
SB 148, introduced by D. Lenz
SB 370, introduced by S. Fitzpatrick
SB 375, introduced by M. Lang
SB 397, introduced by K. Bogner
SB 421, introduced by C. Friedel
SB 443, introduced by C. Friedel
SJ 9, introduced by B. Gillespie

Senate bills not concurred in and returned to the Senate:

SB 30, introduced by W. McKamey 03/22/2023
SB 255, introduced by C. Pope 04/05/2023

SB 172, introduced by C. Friedel	04/06/2023
SB 268, introduced by G. Hertz	04/12/2023
SB 459, introduced by R. Lynch	04/12/2023
SJ 15, introduced by T. McGillvray	04/12/2023
SB 119, introduced by S. Webber	04/13/2023
SB 488, introduced by D. Zolnikov	04/13/2023
SB 318, introduced by E. Boldman	04/17/2023
SB 333, introduced by G. Hertz	04/17/2023
SB 381, introduced by C. Friedel	04/17/2023
SB 188, introduced by C. Friedel	04/18/2023
SB 462, introduced by M. Lang	04/18/2023

Senate amendments to House bills not concurred on second reading: 04/18/2023

HB 282, introduced by S. Galloway
HB 738, introduced by R. Fitzgerald

FIRST READING AND COMMITMENT OF BILLS

The following Senate joint resolution was introduced, read first time, and referred to committee:

SJ 29, introduced by M. Noland, referred to Local Government.

The following House bill, previously introduced, was referred to committee:

HB 649, introduced by M. Caferro, K. Abbott, D. Baum, L. Bishop, A. Buckley, B. Carter, J. Cohenour, W. Curdy, M. Dunwell, J. Ellis, D. Fern, M. Fox, T. France, J. Hamilton, D. Harvey, D. Hawk, S. Howell, J. Karlen, C. Keogh, E. Kerr-Carpenter, K. Kortum, J. Lynch, M. Marler, E. Matthews, E. McClafferty, C. Pope, M. Romano, F. Smith, E. Stafman, S. Stewart Peregoy, K. Sullivan, M. Thane, P. Tuss, M. Weatherwax, S. Webber, J. Windy Boy, Z. Zephyr, referred to Finance and Claims.

Senator Fuller arose on a point of personal privilege to remind the Senate that today is the anniversary of the "shot heard 'round the world" referring to the opening volley of the battles of Lexington and Concord on April 19, 1775. The battles sparked the American Revolutionary War and led to the creation of the United States.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator McGillvray in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 487 - Senator Lang moved **HB 487** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Emrich, Esp, Glimm, Hinebauch, Lenz, Noland.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 485 - Senator Beard moved **HB 485** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 918 - Majority Leader Fitzpatrick moved **HB 918** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 881 - Majority Leader Fitzpatrick moved **HB 881** be concurred in. Motion carried as follows:

Yeas: Bartel, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn.
Total 40

Nays: Beard, Bogner, Dunwell, Ellis, Hayman, Mandeville, McClafferty, Olsen, Trebas, Zolnikov.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 898 - Senator Curdy moved **HB 898** be concurred in. Motion carried as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Webber.
Total 27

Nays: Bartel, Beard, Bogner, Brown, Emrich, Esp, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Usher, Vance, Welborn, Zolnikov.
Total 23

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 949 – Majority Leader Fitzpatrick moved consideration of **HB 949** be moved to the top of the board. Without objection, so ordered.

HB 862 – Majority Leader Fitzpatrick moved consideration of **HB 862** be moved to the top of the board. Without objection, so ordered.

HB 544 - Majority Leader Fitzpatrick moved consideration of **HB 544** be moved to the top of the board. Without objection, so ordered.

HB 968 - Majority Leader Fitzpatrick moved consideration of **HB 968** be passed for the day. Without objection, so ordered.

HB 949 - Senator Salomon moved **HB 949** be concurred in. Motion carried as follows:

Yeas: Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Zolnikov.
Total 31

Nays: Bartel, Beard, Brown, Emrich, Esp, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, Molnar, Noland, Regier K, Usher, Vance, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 862 - Senator Glimm moved **HB 862** be concurred in.

HB 862 - Senator Molnar moved **HB 862**, second reading copy, be amended with HB0862.001.001. Amendment **not adopted** as follows:

Yeas: Cuffe, Hinebauch, Molnar, Regier K.
Total 4

Nays: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Voted absentee: None.
Total 0

Excused: Emrich.
Total 1

Absent or not voting: None.
Total 0

HB 862 - Thereupon, the Senate reverted to the original motion of Senator Glimm which carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Vermeire, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 544 - Senator Beard moved **HB 544** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Welborn, Zolnikov.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Vermeire, Webber.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 136 - Majority Leader Fitzpatrick moved consideration of **HB 136** be moved to the top of the board. Without objection, so ordered.

HB 136 - Senator Hertz moved **HB 136** be concurred in.

HB 136 - Senator Molnar moved **HB 136**, second reading copy, be amended with HB0136.003.001. Amendment **not adopted** as follows:

Yeas: Bogner, Cuffe, Curdy, Ellis, Esp, Flowers, Fox, Hayman, Hinebauch, Lynch, Manzella, Molnar, Morigeau, Olsen, Pope, Sales, Salomon, Tempel, Webber.
Total 19

Nays: Bartel, Beard, Boldman, Brown, Dunwell, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Kelker, Lang, Lenz, Mandeville, McClafferty, McGillvray, McKamey, Mr. President, Noland, O'Brien, Regier K, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 30

Voted absentee: None.
Total 0

Excused: Emrich.
Total 1

Absent or not voting: None.
Total 0

HB 136 - Thereupon, the Senate reverted to the original motion of Senator Hertz which carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Fox, Hayman, Mandeville, Manzella, Olsen.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise, report progress, and beg leave to sit again.** Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 38

Nays: Boldman, Dunwell, Ellis, Flowers, Gross, Hayman, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 11

Voted absentee: None.
Total 0

Excused: Emrich.
Total 1

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 881**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 898**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 544**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 862**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 949**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

Senator Esp announced the Finance and Claims Committee would hear the five bills during its afternoon meeting.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator McGillvray in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 137 - Senator Vermeire moved **HB 137** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Molnar.
Total 1

HB 937 - Senator Manzella moved **HB 937** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Trebas, Usher, Vance, Zolnikov.
Total 29

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Small, Tempel, Vermeire, Webber, Welborn.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 836 - Senator Zolnikov moved **HB 836** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Lynch, Mr. President, Olsen.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 163 - Senator Lynch moved **HB 163** be concurred in.

HB 163 - Senator Webber moved **HB 163**, second reading copy, be amended with HB0163.002.001. Amendment **not adopted** as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Small, Webber, Zolnikov.
Total 20

Nays: Bartel, Beard, Bogner, Brown, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Welborn.
Total 29

Voted absentee: None.
Total 0

Excused: Emrich.
Total 1

Absent or not voting: None.
Total 0

HB 163 - Thereupon, the Senate reverted to the original motion of Senator Lynch which carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch,

Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Emrich, Hinebauch.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 51 - **House Amendments** - Majority Leader Fitzpatrick moved do concur in House amendments to **SB 51**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Gross, Olsen.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 19 - **House Amendments** - Senator Regier moved **do not concur** in House amendments to **SB 19**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 36

Nays: Boldman, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 17 - **House Amendments** - Senator Fox moved do concur in House amendments to **SJ 17**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 327 - **House Amendments** - Senator Glimm moved **do not concur** in House amendments to **SB 327**. Motion **failed** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Fuller, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Zolnikov.
Total 23

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn.
Total 27

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 221 - **House Amendments** - Senator Usher moved do concur in House amendments to **SB 221**. Motion **failed** as follows:

Yeas: Morigeau.
Total 1

Nays: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 902 - Senator Usher moved **HB 902** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Boldman, Brown, Curdy, Dunwell, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Kelker, Lang, Lenz, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Welborn.
Total 31

Nays: Bogner, Cuffe, Ellis, Emrich, Flowers, Fox, Gross, Hayman, Hertz, Hinebauch, Lynch, Mandeville, McClafferty, O'Brien, Olsen, Regier K, Trebas, Webber, Zolnikov.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 941 - Senator Usher moved **HB 941** be concurred in.

HB 941 - Senator Regier moved **HB 941**, second reading copy, be amended with HB0941.003.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Fitzpatrick, Friedel, Fuller, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Welborn, Zolnikov.
Total 28

Nays: Boldman, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Gillespie, Glimm, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Usher, Vance, Webber.
Total 21

Voted absentee: None.
Total 0

Excused: Emrich.
Total 1

Absent or not voting: None.
Total 0

HB 941, as amended, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 35

Nays: Bartel, Cuffe, Esp, Fitzpatrick, Fuller, Glimm, Lang, Lenz, Mandeville, Manzella, McGillvray, Noland, Regier K, Trebas, Vance.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise, report progress, and beg leave to sit again.** Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Ellis, Glimm, Olsen.
Total 3

Voted absentee: None.
Total 0

Excused: Emrich.
Total 1

Absent or not voting: None.
Total 0

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Small, Chair) 04/19/2023
HB 87, be amended with HB0087.002.005 and, as amended, be concurred in.
HB 648, be concurred in.
HB 867, be amended with HB0867.002.004 and, as amended, be concurred in.
HB 952, be concurred in.

FINANCE AND CLAIMS (Esp, Chair) 04/19/2023
HB 220, be concurred in.
HB 382, be amended with HB0382.004.004 and, as amended, be concurred in.
HB 449, be concurred in.
HB 828, be concurred in.

Without objection, the committee reports were adopted.

THIRD READING OF BILLS

SB 83, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Esp.
Total 1

Voted absentee: None.
Total 0

Excused: Emrich.
Total 1

Absent or not voting: None.
Total 0

SB 201, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 31

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 18

Voted absentee: None.
Total 0

Excused: Emrich.
Total 1

Absent or not voting: None.
Total 0

SB 216, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: Emrich.
Total 1

Absent or not voting: None.
Total 0

SB 323, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Dunwell, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, Regier K, Sales, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Boldman, Curdy, Ellis, Flowers, Fox, Hayman, Kelker, Molnar, O'Brien, Olsen, Pope, Salomon, Tempel, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: Emrich.
Total 1

Absent or not voting: None.
Total 0

SB 331, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 41

Nays: Boldman, Ellis, Hayman, Molnar, O'Brien, Olsen, Pope, Webber.
Total 8

Voted absentee: None.
Total 0

Excused: Emrich.
Total 1

Absent or not voting: None.
Total 0

HB 325, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Esp, Hinebauch.
Total 2

Voted absentee: None.
Total 0

Excused: Emrich.
Total 1

Absent or not voting: None.
Total 0

HB 346, concurred in as follows:

Yeas: Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Webber, Welborn, Zolnikov.
Total 31

Nays: Bartel, Beard, Esp, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, Noland, Regier K, Tempel, Trebas, Usher, Vance, Vermeire.
Total 18

Voted absentee: None.
Total 0

Excused: Emrich.
Total 1

Absent or not voting: None.
Total 0

HB 601, concurred in as follows:

Yeas: Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lenz, Lynch, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Zolnikov.
Total 35

Nays: Bartel, Bogner, Esp, Fitzpatrick, Glimm, Hinebauch, Lang, Mandeville, Manzella, McGillvray, Noland, Trebas, Usher, Welborn.
Total 14

Voted absentee: None.
Total 0

Excused: Emrich.
Total 1

Absent or not voting: None.
Total 0

HB 614, **not concurred in** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Vance, Vermeire, Welborn.
Total 22

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lang, Lenz, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Webber, Zolnikov.
Total 27

Voted absentee: None.
Total 0

Excused: Emrich.
Total 1

Absent or not voting: None.
Total 0

HB 724, concurred in as follows:

Yeas: Bogner, Boldman, Curdy, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Kelker, Lynch, Mandeville, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Trebas, Vermeire, Webber, Welborn, Zolnikov.
Total 27

Nays: Bartel, Beard, Brown, Cuffe, Dunwell, Ellis, Esp, Glimm, Hayman, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Tempel, Usher, Vance.
Total 22

Voted absentee: None.
Total 0

Excused: Emrich.
Total 1

Absent or not voting: None.
Total 0

HB 823, concurred in as follows:

Yeas: Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 35

Nays: Bartel, Bogner, Esp, Fuller, Glimm, Hinebauch, Lenz, Lynch, Mandeville, Manzella, McGillvray, Molnar, Noland, Welborn.
Total 14

Voted absentee: None.
Total 0

Excused: Emrich.
Total 1

Absent or not voting: None.
Total 0

HB 889, concurred in as follows:

Yeas: Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Salomon, Small, Trebas, Vermeire, Webber, Welborn, Zolnikov.
Total 29

Nays: Bartel, Beard, Brown, Esp, Fitzpatrick, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Noland, Regier K, Sales, Tempel, Usher, Vance.
Total 20

Voted absentee: None.
Total 0

Excused: Emrich.
Total 1

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved that **HB 520**, reported out of the Natural Resources Committee, be re-referred to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved that **HB 872**, reported out of the Public Health, Welfare and Safety Committee, be re-referred to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved that **HB 223**, reported out of the Taxation Committee, be re-referred to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved that **HB 648**, reported out of the Business, Labor and Economic Affairs Committee, be re-referred to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved that **HB 952**, reported out of the Business, Labor and Economic Affairs Committee, be re-referred to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved the President be authorized to appoint a Conference Committee, and request the House appoint a like committee, to confer on House amendments to **SB 116**. Without objection, so ordered.

President Ellsworth appointed Senator Lenz, chair, and Senators Beard and Gross.

Senator Usher moved the Senate reconsider its action on **HB 733**, which failed on third reading the previous legislative day, and that **HB 733** be placed on the next third reading. President Ellsworth declared the motion out of order since the Senator brought the same motion the previous day.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick announced that **HB 2** was scheduled to be on the floor on Friday, April 21, 2023.

Majority Leader Fitzpatrick moved that the Senate stand in recess until 5:30 p.m., this date. Without objection so ordered. Senate recessed at 3:17 p.m.

Senate reconvened at 6:05 p.m., President Ellsworth presiding.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 407 - **House Amendments** - Senator Morigeau moved **do not concur** in House amendments to **SB 407**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Usher.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 424 - **House Amendments** - Senator Mandeville moved **do not concur** in House amendments to **SB 424**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Ellis.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 101 - Senator Curdy moved **HB 101** be concurred in.

HB 101 - Majority Leader Fitzpatrick moved **HB 101**, second reading copy, be amended with HB0101.001.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, Pope, Sales, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 41

Nays: Molnar, Regier K.
Total 2

Voted absentee: None.
Total 0

Excused: Emrich, Fuller, Gross, O'Brien, Olsen, Salomon, Tempel.
Total 7

Absent or not voting: None.
Total 0

HB 101, as amended, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Molnar, Olsen.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 652- Majority Leader Fitzpatrick moved consideration of **HB 652** be passed for the day. Without objection, so ordered.

HB 922 - Senator Glimm moved **HB 922** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 372 - Senator Brown moved **HB 372** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 30

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Small, Webber, Welborn.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 521 - Senator Brown moved **HB 521** be concurred in. Motion carried as follows:

Yeas: Brown, Curdy, Emrich, Esp, Flowers, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lynch, McClafferty, Morigeau, Noland, O'Brien, Olsen, Pope, Sales, Small, Trebas, Usher, Vermeire, Webber, Welborn.
Total 26

Nays: Bartel, Beard, Bogner, Boldman, Cuffe, Dunwell, Ellis, Fitzpatrick, Fox, Friedel, Glimm, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Regier K, Salomon, Tempel, Vance, Zolnikov.
Total 24

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 517 - Senator Friedel moved **HB 517** be concurred in.

HB 517 - Senator Regier moved **HB 517**, second reading copy, be amended with HB0517.002.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: Emrich, Gross.
Total 2

Absent or not voting: None.
Total 0

HB 517 - The bill proposes to amend the Montana Constitution and requires a 2/3 vote of the entire Legislature to pass. The bill will continue to third reading with the mathematical possibility of obtaining the necessary 2/3 vote. Second reading vote, as amended, follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 28

Nays: Boldman, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Webber, Welborn.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 71 - Senator Regier moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 71**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 37

Nays: Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, O'Brien, Olsen, Pope, Webber.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 53 - Majority Leader Fitzpatrick moved consideration of **SR 53** be moved to the bottom of the board. Without objection, so ordered.

SR 58 - Senator Dunwell moved **SR 58** be adopted. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 43

Nays: Emrich, Esp, Hinebauch, McGillvray, Noland, Regier K, Usher.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 19 - Senator Bogner moved **SJ 19** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 280 - **House Amendments** - Senator Lang moved do concur in House amendments to **SB 280**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 295 - **House Amendments** - Senator Gillespie moved do concur in House amendments to **SB 295**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Curdy, Hayman, McClafferty, Olsen.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 322 - **House Amendments** - Majority Leader Fitzpatrick moved do concur in House amendments to **SB 322**. Motion carried as follows:

Yeas: Bartel, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 41

Nays: Beard, Bogner, Fuller, Glimm, Mandeville, Manzella, Noland, Regier K, Trebas.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 380 - **House Amendments** - Senator Small moved do concur in House amendments to **SB 380**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Olsen.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 393 - **House Amendments** - Majority Leader Fitzpatrick moved do concur in House amendments to **SB 393**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Hayman, Lynch, Olsen.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 38 - **House Amendments** - Senator Brown moved do concur in House amendments to **SB 38**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch,

Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 73 - **House Amendments** - Senator McGillvray moved do concur in House amendments to **SB 73**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella,

McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 39

Nays: Curdy, Dunwell, Ellis, Flowers, Lynch, McClafferty, O'Brien, Olsen, Webber.
Total 9

Voted absentee: None.
Total 0

Excused: Emrich, Gross.
Total 2

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 99 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,
Mr. President, Noland, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Webber, Welborn.
Total 17

Voted absentee: None.
Total 0

Excused: Emrich, Gross.
Total 2

Absent or not voting: None.
Total 0

HB 808, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Fox, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Olsen, Pope, Regier K, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Friedel, Hayman, Kelker, Lang, Lynch, McClafferty, O'Brien, Sales, Salomon, Tempel, Webber, Welborn.
Total 17

Voted absentee: None.
Total 0

Excused: Emrich, Gross.
Total 2

Absent or not voting: None.
Total 0

HB 220, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey,
Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: Emrich, Gross.
Total 2

Absent or not voting: None.
Total 0

HB 449, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 40

Nays: Beard, Esp, Hinebauch, Manzella, McGillvray, Noland, Trebas, Vance.
Total 8

Voted absentee: None.
Total 0

Excused: Emrich, Gross.
Total 2

Absent or not voting: None.
Total 0

HB 828, concurred in as follows:

Yeas: Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Hayman, Hertz, Kelker, Lynch, Mandeville, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 35

Nays: Bartel, Beard, Esp, Glimm, Hinebauch, Lang, Lenz, Manzella, McGillvray, Molnar, Noland, Regier K, Trebas.
Total 13

Voted absentee: None.
Total 0

Excused: Emrich, Gross.
Total 2

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 652** from the second reading board to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 521**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 04/20/2023, the 78th legislative day. Motion carried.

Senate adjourned at 7:24 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
SEVENTY-EIGHTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
April 20, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. Forty-seven members present. Senators Beard, Emrich and Friedel, excused. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SJ 19, SJ 25, SJ 29, HB 136, HB 137, HB 163, HB 220, HB 223, HB 372, HB 449, HB 485, HB 487, HB 520, HB 521, HB 544, HB 648, HB 652, HB 828, HB 836, HB 862, HB 872, HB 881, HB 898, HB 902, HB 918, HB 920, HB 922, HB 928, HB 937, HB 949, HB 952**.
Correctly engrossed: **SJ 21, HB 87, HB 101, HB 321, HB 382, HB 469, HB 517, HB 867, HB 927, HB 941, HB 948**.
Examined by the sponsor and found to be correct: **SB 99, SB 109, SB 197, SB 218, SB 224, SB 410, SB 453**.
Transmitted to the House**: HB 220, HB 325, HB 346, HB 449, HB 601, HB 724, HB 808, HB 823, HB 828, HB 889**.
Correctly enrolled: **SB 99, SB 109, SB 218, SB 224, SB 410, SB 453**.
Signed by the Secretary of the Senate at 4:45 p.m., April 18, 2023: **SR 60, SR 61, SR 66, SR 67**.
Signed by the President at 10:00 a.m., April 19, 2023: **SR 60, SR 61, SR 66, SR 67**.
Delivered to the Secretary of State at 3:40 p.m., April 20, 2023: **SR 60, SR 61, SR 66, SR 67**.

REPORTS OF STANDING COMMITTEES

EDUCATION AND CULTURAL RESOURCES (Salomon, Chair) 04/19/2023
HB 288, be concurred in.
HB 321, be amended with HB0321.002.002 and, as amended, be concurred in.
HB 352, be concurred in.
HB 393, be concurred in.
HB 549, be concurred in.
HB 562, be concurred in.
HB 833, be concurred in.

FINANCE AND CLAIMS (Esp, Chair) 04/13/2023
HB 2, be concurred in as amended.

LOCAL GOVERNMENT (Friedel, Chair) 04/19/2023
SJ 21, introduced bill, be amended with SJ0021.001.001 and, as amended, do pass.
HB 469, be amended with HB0469.001.005 and, as amended, be concurred in.
HB 927, be amended with HB0927.002.002 and, as amended, be concurred in.
HB 938, be concurred in.
HB 948, be amended with HB0948.002.002 and, as amended, be concurred in.

NATURAL RESOURCES (Welborn, Chair) 04/19/2023
HB 928, be concurred in.

PUBLIC HEALTH, WELFARE AND SAFETY (McGillvray, Chair) 04/19/2023
SJ 25, do pass.

Without objection, committee reports were adopted.

MESSAGES FROM THE GOVERNOR

April 19, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59601

Dear President Ellsworth:

On Wednesday, April 19, 2023, I signed the following bills:

Senate Bill 1 - Salomon
Senate Bill 13 - Regier
Senate Bill 67 - Mcgillvray
Senate Bill 69 - O'Brien
Senate Bill 98 - Regier
Senate Bill 111 - Glimm

The bills have been delivered to the Secretary of State's Office.

Sincerely,

Greg Gianforte
Governor

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate bills concurred in and returned to the Senate: 04/19/2023

SB 332, introduced by G. Hertz
SB 362, introduced by S. Morigeau
SB 521, introduced by S. Vance

Senate bills concurred in as amended, returned to the Senate for concurrence in House amendments: 04/19/2023

SB 47, introduced by T. Manzella
SB 229, introduced by B. Usher
SB 531, introduced by D. Salomon
SB 558, introduced by S. Morigeau
SB 561, introduced by S. Hinebauch
SB 564, introduced by T. McGillvray

Governor's amendments to Senate bill concurred: 04/19/2023

SB 99, introduced by J. Fuller

Senate amendments to House bills concurred: 04/19/2023

HB 296, introduced by K. Seekins-Crowe
HB 385, introduced by J. Carlson
HB 443, introduced by K. Seekins-Crowe
HB 513, introduced by J. Carlson
HB 625, introduced by K. Seekins-Crowe

The House acceded to the request of the Senate and authorized the Speaker to appoint the following Conference Committee to meet with a like committee from the Senate to confer on House amendments to **Senate Bill 6**. The Speaker appointed Representatives Nicol, Welch, and Caferro.

The House acceded to the request of the Senate and authorized the Speaker to appoint the following Conference Committee to meet with a like committee from the Senate to confer on House amendments **to Senate Bill 247**. The Speaker appointed Representatives Sheldon-Galloway, Kmetz, and Buckley.

The House failed to concur in Senate amendments to **House Bill 738**, authorized the Speaker to appoint the following Conference Committee, and requested the Senate appoint a like committee to confer on Senate amendments to **House Bill 738**. The Speaker appointed Representatives Fitzgerald, Green and Sullivan.

FIRST READING AND COMMITMENT OF BILLS

The following Senate resolutions were introduced, read first time, and referred to committee:

SR 72, introduced by W. Sales, referred to Energy and Telecommunications.
SR 73, introduced by K. Regier, referred to Judiciary.
SR 74, introduced by T. Manzella, referred to Highways and Transportation.

The following Senate joint resolutions were introduced, read first time, and referred to committee:

SJ 30, introduced by B. Gillespie, W. Curdy, referred to Business, Labor, and Economic Affairs.

SJ 31, introduced by B. Usher, referred to Judiciary.
SJ 32, introduced by E. McClafferty, K. Bogner, W. Curdy, M. Dunwell, J. Ellis, P. Flowers, M. Fox, T. France, J. Gross, D. Hayman, G. Hertz, D. Loge, R. Lynch, S. Morigeau, S. O'Brien, A. Olsen, C. Pope, S. Webber, referred to Fish and Game.
SJ 33, introduced by C. Friedel, referred to Judiciary.
SJ 34, introduced by C. Friedel, referred to Judiciary.

THIRD READING OF BILLS

SJ 17, **as amended by the House**, passed as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Beard, Emrich, Friedel.
Total 3

Absent or not voting: None.
Total 0

SJ 19, **as amended by the House**, passed as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Beard, Emrich, Friedel.
Total 3

Absent or not voting: None.
Total 0

SB 38, **as amended by the House**, passed as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Beard, Emrich, Friedel.
Total 3

Absent or not voting: None.
Total 0

SB 51, **as amended by the House**, passed as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Small.
Total 1

Voted absentee: None.
Total 0

Excused: Beard, Emrich, Friedel.
Total 3

Absent or not voting: None.
Total 0

SB 73, **as amended by the House**, passed as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President,

Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Beard, Emrich, Friedel.
Total 3

Absent or not voting: None.
Total 0

HB 136, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Hayman, Manzella, Olsen.
Total 3

Voted absentee: None.
Total 0

Excused: Beard, Emrich, Friedel.
Total 3

Absent or not voting: None.
Total 0

HB 137, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Beard, Emrich, Friedel.
Total 3

Absent or not voting: None.
Total 0

HB 163, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Esp, Hinebauch.
Total 2

Voted absentee: None.
Total 0

Excused: Beard, Emrich, Friedel.
Total 3

Absent or not voting: None.
Total 0

SB 280, **as amended by the House**, passed as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Beard, Emrich, Friedel.
Total 3

Absent or not voting: None.
Total 0

SB 295, **as amended by the House**, passed as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Boldman, Curdy, Dunwell, Ellis, Hayman, Kelker, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 12

Voted absentee: None.
Total 0

Excused: Beard, Emrich, Friedel.
Total 3

Absent or not voting: None.
Total 0

SB 322, **as amended by the House**, passed as follows:

Yeas: Bartel, Boldman, Brown, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 42

Nays: Bogner, Cuffe, Mandeville, Manzella, Trebas.
Total 5

Voted absentee: None.
Total 0

Excused: Beard, Emrich, Friedel.
Total 3

Absent or not voting: None.
Total 0

HB 372 proposes to amend the Montana Constitution and requires a 2/3 vote of the entire Legislature to pass. Third reading Senate vote as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Tempel, Trebas, Usher, Vance, Zolnikov.
Total 26

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Vermeire, Webber, Welborn.
Total 21

Voted absentee: None.
Total 0

Excused: Beard, Emrich, Friedel.
Total 3

Absent or not voting: None.
Total 0

SB 380, **as amended by the House**, passed as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Hinebauch, McGillvray, Trebas.
Total 3

Voted absentee: None.
Total 0

Excused: Beard, Emrich, Friedel.
Total 3

Absent or not voting: None.
Total 0

SB 393, **as amended by the House**, passed as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Fox, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: Beard, Emrich, Friedel.
Total 3

Absent or not voting: None.
Total 0

HB 485, concurred in as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: Beard, Emrich, Friedel.
Total 3

Absent or not voting: None.
Total 0

HB 487, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 41

Nays: Esp, Glimm, Hinebauch, Lenz, Manzella, Noland.
Total 6

Voted absentee: None.
Total 0

Excused: Beard, Emrich, Friedel.
Total 3

Absent or not voting: None.
Total 0

HB 597, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch,

Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Beard, Emrich, Friedel.
Total 3

Absent or not voting: None.
Total 0

HB 836, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Beard, Emrich, Friedel.
Total 3

Absent or not voting: None.
Total 0

HB 902, concurred in as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Curdy, Dunwell, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Kelker, Lang, Lenz, Lynch, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Welborn.
Total 31

Nays: Boldman, Ellis, Gross, Hayman, Hertz, Hinebauch, Mandeville, Manzella, McClafferty, O'Brien, Olsen, Pope, Regier K, Trebas, Webber, Zolnikov.
Total 16

Voted absentee: None.
Total 0

Excused: Beard, Emrich, Friedel.
Total 3

Absent or not voting: None.
Total 0

HB 918, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: McGillvray.
Total 1

Voted absentee: None.
Total 0

Excused: Beard, Emrich, Friedel.
Total 3

Absent or not voting: None.
Total 0

HB 922, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Beard, Emrich, Friedel.
Total 3

Absent or not voting: None.
Total 0

HB 937, concurred in as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Trebas, Usher, Vance, Zolnikov.
Total 27

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Small, Tempel, Vermeire, Webber, Welborn.
Total 20

Voted absentee: None.
Total 0

Excused: Beard, Emrich, Friedel.
Total 3

Absent or not voting: None.
Total 0

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Mandeville in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SR 53 - President Ellsworth moved **SR 53** be adopted. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 40

Nays: Emrich, Esp, Fuller, Glimm, Hinebauch, Noland, Regier K, Usher.
Total 8

Voted absentee: None.
Total 0

Excused: Beard.
Total 1

Absent or not voting: Molnar.
Total 1

HB 7 - Senator Lang moved **HB 7** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Beard.
Total 1

Absent or not voting: None.
Total 0

HB 9 - Senator Cuffe moved **HB 9** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Welborn.
Total 37

Nays: Brown, Emrich, Glimm, Hinebauch, Lenz, Manzella, Molnar, Noland, Regier K, Trebas, Usher, Zolnikov.
Total 12

Voted absentee: None.
Total 0

Excused: Beard.
Total 1

Absent or not voting: None.
Total 0

HB 925 - Majority Leader Fitzpatrick moved consideration of **HB 925** be passed for the day. Without objection, so ordered.

HB 11 - Senator Cuffe moved **HB 11** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Beard.
Total 1

Absent or not voting: None.
Total 0

HB 12 - Senator Cuffe moved **HB 12** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Emrich, Hinebauch, Manzella, Trebas.
Total 4

Voted absentee: None.
Total 0

Excused: Beard.
Total 1

Absent or not voting: None.
Total 0

HB 845 - Senator Ellis moved **HB 845** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Beard.
Total 1

Absent or not voting: None.
Total 0

HB 855 - Senator Cuffe moved **HB 855** be concurred in. Motion carried as follows:

Yeas: Bartel, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 36

Nays: Bogner, Brown, Emrich, Fitzpatrick, Fuller, Glimm, Hinebauch, Lenz, Manzella, McGillvray, Noland, Regier K, Usher.
Total 13

Voted absentee: None.
Total 0

Excused: Beard.
Total 1

Absent or not voting: None.
Total 0

HB 852 - Senator Fox moved **HB 852** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Beard.
Total 1

Absent or not voting: None.
Total 0

HB 840 - Senator Trebas moved **HB 840** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: McGillvray.
Total 1

Voted absentee: None.
Total 0

Excused: Beard.
Total 1

Absent or not voting: None.
Total 0

HB 915 – Senator Hinebauch moved **HB 915** be concurred in. The bill proposes to amend the Montana Constitution and requires a 2/3 vote of the entire Legislature to pass. The bill will continue to third reading with the mathematical possibility of obtaining the necessary 2/3 vote. Second reading vote follows:

Yeas: Bartel, Bogner, Brown, Emrich, Esp, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 24

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Webber, Welborn.
Total 25

Voted absentee: None.
Total 0

Excused: Beard.
Total 1

Absent or not voting: None.
Total 0

SB 144 - House Amendments - Senator Tempel moved do concur in House amendments to **SB 144**. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Hayman.
Total 1

Voted absentee: None.
Total 0

Excused: Beard.
Total 1

Absent or not voting: None.
Total 0

SB 149 - House Amendments - Senator Lenz moved do not concur in House amendments to **SB 149**. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 31

Nays: Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Small, Webber.
Total 18

Voted absentee: None.
Total 0

Excused: Beard.
Total 1

Absent or not voting: None.
Total 0

SB 151 - **House Amendments** - Senator Lenz moved do concur in House amendments to **SB 151**. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien,

Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Dunwell, Hayman, Kelker, Olsen.
Total 4

Voted absentee: None.
Total 0

Excused: Beard.
Total 1

Absent or not voting: None.
Total 0

SB 195 - **House Amendments** - Senator Trebas moved do concur in House amendments to **SB 195**. Motion carried as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,
Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: Beard.
Total 1

Absent or not voting: None.
Total 0

SB 219 - **House Amendments** - Senator Curdy moved do concur in House amendments to **SB 219**. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Friedel.
Total 1

Voted absentee: None.
Total 0

Excused: Beard.
Total 1

Absent or not voting: None.
Total 0

SB 169 - **House Amendments** - Senator Hertz moved do concur in House amendments to **SB 169**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 39

Nays: Dunwell, Ellis, Flowers, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Olsen, Webber.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 278 - **House Amendments** - Majority Leader Fitzpatrick moved do concur in House amendments to **SB 278**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,

Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 328 - **House Amendments** - Senator Lenz moved do concur in House amendments to **SB 328**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 41

Nays: Dunwell, Ellis, Emrich, Fuller, Hayman, Hinebauch, McClafferty, O'Brien, Olsen.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 351 - **House Amendments** - Senator Zolnikov moved do not concur in House amendments to **SB 351**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Friedel.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 359 - **House Amendments** - Senator Vermeire moved do concur in House amendments to **SB 359**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 44

Nays: Dunwell, Gross, Hayman, Kelker, Olsen, Webber.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 370 - **House Amendments** - Majority Leader Fitzpatrick moved do concur in House amendments to **SB 370**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 9 - **House Amendments** - Senator Gillespie moved do concur in House amendments to **SJ 9**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 384 - **House Amendments** - Senator Zolnikov moved do concur in House amendments to **SB 384**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 443- Majority Leader Fitzpatrick moved consideration of **SB 443** be passed for the day. Without objection, so ordered.

SB 487 - **House Amendments** - Senator Vance moved do concur in House amendments to **SB 487**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 490 - **House Amendments** - Senator Hertz moved do concur in House amendments to **SB 490**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 375 - **House Amendments** - Senator Lang moved do concur in House amendments to **SB 375**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Gross, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Glimm, Hayman, Kelker, Lynch, McClafferty, Morigeau, Noland, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 91 - Senator Small moved **HB 91** be concurred in.

HB 91 - Senator Small moved **HB 91**, second reading copy, be amended with HB0091.004.001. Amendment **adopted** as follows:

Yeas: Bogner, Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Zolnikov.
Total 29

Nays: Bartel, Beard, Brown, Cuffe, Esp, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, Molnar, Noland, Regier K, Trebas, Usher, Vance, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: Emrich, Friedel.
Total 2

Absent or not voting: None.
Total 0

HB 91, as amended, concurred in as follows:

Yeas: Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn, Zolnikov.
Total 31

Nays: Bartel, Beard, Brown, Emrich, Esp, Fuller, Glimm, Hinebauch, Lang, Lenz, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Trebas, Usher, Vance.
Total 19

Voted absentee: None.
Total 0
Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 10 - Senator Lang moved **HB 10** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 43

Nays: Beard, Emrich, Glimm, Hinebauch, Manzella, Molnar, Noland.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 276 - Senator McKamey moved **HB 276** be concurred in. Motion carried as follows:

Yeas: Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Vermeire, Webber, Welborn, Zolnikov.
Total 28

Nays: Bartel, Beard, Cuffe, Emrich, Esp, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Noland, Regier K, Tempel, Trebas, Usher, Vance.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Mandeville moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Emrich, Friedel.
Total 2

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 276**, heard this date under second reading, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 840**, heard this date under second reading, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 352**, reported out of the Education and Cultural Resources Committee, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 393**, reported out of the Education and Cultural Resources Committee, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 549**, reported out of the Education and Cultural Resources Committee, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 562**, reported out of the Education and Cultural Resources Committee, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 833**, reported out of the Education and Cultural Resources Committee, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 321**, reported out of the Education and Cultural Resources Committee, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 469**, reported out of the Local Government Committee, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 948**, reported out of the Local Government Committee, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 856**, reported out of the Legislative Administration Committee, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved the President be authorized to appoint a Free Conference Committee, and request the House appoint a like committee, to confer on House amendments to **SB 407**. Without objection, so ordered. President Ellsworth appointed Senator Zolnikov, chair, and Senators Morigeau and Trebas.

Majority Leader Fitzpatrick moved the President be authorized to appoint a Conference Committee, and request the House appoint a like committee, to confer on House amendments to **SB 19**. Without objection, so ordered. President Ellsworth appointed Senator Regier, chair, and Senators Pope and Usher.

Majority Leader Fitzpatrick moved the President be authorized to appoint a Conference Committee, and request the House appoint a like committee, to confer on House amendments to **SB 424**. Without objection, so ordered. President Ellsworth appointed Senator Mandeville, chair, and Senators Cuffe and Fox.

Majority Leader Fitzpatrick moved the Senate accede to the request of the House and authorize the President to appoint a Conference Committee to confer on Senate amendments to **HB 738**. Without objection, so ordered. President Ellsworth appointed Senator Lang, chair, and Senators Hinebauch and Lynch.

Senator Usher moved to change his third reading vote on **HB 218** from No to Yes. Minority Leader Flowers objected, then withdrew his objection. Without objection, so ordered.

Senator Olsen moved to change her second reading vote made 2/18/2023 on **HB 245**. The President ruled the motion out of order since it exceeded 24 hours since the vote.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 9:00 a.m., 04/21/2023, the 79th legislative day. Motion carried.

Senate adjourned at 2:55 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
SEVENTY-NINTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
April 21, 2023 — State Capitol

Senate convened at 9:00 a.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. Forty-six members present. Senators Beard, Boldman, Fox and Gross, excused. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SJ 30, SJ 31, SJ 32, SJ 33, SJ 34, SR 72, SR 73, SR 74, HB 7, HB 9, HB 10, HB 11, HB 12, HB 276, HB 288, HB 352, HB 393, HB 549, HB 562, HB 833, HB 840, HB 845, HB 852, HB 855, HB 856, HB 938**.
Correctly engrossed: **HB 4, HB 55, HB 91, HB 128, HB 332, HB 819, HB 864, HB 868**.
Transmitted to the House: **SJ 19, HB 136, HB 137, HB 163, HB 485, HB 487, HB 597, HB 836, HB 902, HB 918, HB 922, HB 937**.
Signed by the Secretary of the Senate at 4:30 p.m., April 20, 2023: **SB 99, SB 109, SB 218, SB 224, SB 410, SB 453**.
Signed by the President of the Senate at 4:35 p.m., April 20, 2023: **SB 99, SB 109, SB 218, SB 224, SB 410, SB 453**.
Signed by the Speaker of the House at 8:00 a.m., April 21, 2023: **SB 99, SB 109, SB 218, SB 224, SB 410, SB 453**.
Delivered to the Governor at 10:50 a.m., April 21, 2023: **SB 99, SB 109, SB 218, SB 224, SB 410, SB 453**.
Delivered to the Secretary of State at 4:00 p.m., April 21, 2023: **SJ 5, SJ 6, SJ 10, SJ 14, SJ 16, SJ 18**.

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Small, Chair) 04/20/2023
HB 128, be amended with HB0128.003.002 and, as amended, be concurred in.
HB 819, be amended with HB0819.002.006 and, as amended, be concurred in.

FINANCE AND CLAIMS (Esp, Chair) 04/20/2023
HB 4, be amended with HB0004.002.002 and, as amended, be concurred in.
HB 332, be amended with HB0332.004.001 and, as amended, be concurred in.
HB 482, be concurred in.
HB 864, be amended with HB0864.001.003 and, as amended, be concurred in.
HB 868, be amended with HB0868.001.005 and, as amended, be concurred in.

LOCAL GOVERNMENT (Friedel, Chair) 04/19/2023
HB 55, be amended with HB0055.004.008 and, as amended, be concurred in.

Without objection, the committee reports were adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate bills concurred in and returned to the Senate: 04/20/2023

SB 27, introduced by W. Sales
SB 505, introduced by G. Hertz
SB 554, introduced by G. Hertz

Senate bill concurred in as amended and returned to the Senate for concurrence in House amendments: 04/20/2023

SB 123, introduced by G. Hertz

HB 566 - The House failed to concur in Senate amendments to **HB 566**, authorized the Speaker to appoint the following Free Conference Committee, and requested that the Senate appoint a like committee to confer on Senate amendments to **HB 566**: The Speaker appointed Representatives Anderson, J. Hinkle, and Romano.

MOTIONS

Majority Leader Fitzpatrick declared Senator Usher's motion to change his vote the previous legislative day was out of order since it was in excess of 24 hours after the vote was taken.

Senator Usher moved the Senate **suspend Rule S50-200(3)** to allow for a change of vote when the request is made more than 24 hours after the vote was taken. The motion carried as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Curdy, Dunwell, Esp, Fitzpatrick, Flowers, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McKamey, Morigeau, Noland, Regier K, Sales, Salomon, Trebas, Usher, Vermeire, Welborn, Zolnikov, Mr. President.
Total 32

Nays: Ellis, Emrich, Friedel, Hayman, McClafferty, McGillvray, Molnar, O'Brien, Olsen, Pope, Small, Tempel, Vance, Webber.
Total 14

Voted absentee: None.

Excused: Beard, Boldman, Fox, Gross.
Total 4

Absent or not voting: None.
Total 0

Senator Usher moved to change his third reading vote on **HB 218** from No to Yes. The motion carried as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville,

Manzella, McClafferty, McGillvray, McKamey, Morigeau, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 43

Nays: Esp, Molnar.
Total 2

Voted absentee: None.

Excused: Beard, Boldman, Fox, Gross.
Total 4

Absent or not voting: Olsen.
Total 1

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved that the Senate stand in recess until 1:00 p.m. this date. Without objection so ordered. Senate recessed at 9:20 a.m.

Senate reconvened at 1:00 p.m., President Ellsworth presiding.

REPORTS OF STANDING COMMITTEES

FINANCE AND CLAIMS (Esp, Chair) 04/20/2023
HB 872, be amended with HB0872.003.002 and, as amended, be concurred in.

FISH AND GAME (Hinebauch, Chair) 04/20/2023
SR 2, be adopted.
SR 68, be adopted.
HB 846, be amended with HB0846.002.001 and, as amended, be concurred in.

HIGHWAYS AND TRANSPORTATION (Manzella, Chair) 04/20/2023
SJ 20, do pass.
HB 904, be amended with HB0904.001.004 and, as amended, be concurred in.

STATE ADMINISTRATION (Cuffe, Chair) 04/21/2023
SR 69, be adopted.
HB 892, be concurred in.

Without objection, the committee reports were adopted.

REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE
On Senate amendments to House Bill 185
Report No. 001, April 19, 2023

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered Senate amendments to **House Bill 185** (reference copy-salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 185** (reference copy-salmon) be amended with HB0185.002.001.

For the Senate:

Senator Jeffrey Welborn, Chair
Senator Mike Lang
Senator Ryan Lynch

For the House:

Representative Ross Fitzgerald, Vice Chair
Representative John Fitzpatrick
Representative Derek Harvey

FREE CONFERENCE COMMITTEE
On Senate amendments to House Bill 260
Report No. 001, April 20, 2023

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered Senate amendments to **House Bill 260** (reference copy-salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **House Bill 260** (reference copy-salmon) be amended with HB0260.003.007.

For the Senate:

Senator Jason Ellsworth, Chair
Senator Steve Fitzpatrick
Senator Pat Flowers

For the House:

Representative Sue Vinton, Vice Chair
Representative Matt Regier
Representative Kim Abbott

MESSAGES FROM THE GOVERNOR

April 21, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59620

The Honorable Matt Regier
Speaker of the House
State Capitol
Helena, MT 59620

Dear President Ellsworth and Speaker Regier:

During this legislative session, we have successfully worked together to bring more innovation to education, expanding opportunities in personalized and work-based learning for Montana students.

As we continue working toward increasing innovation in education, I thank Representative Anderson for his thoughtful efforts with House Bill 458 to get career coaches into more schools to support students in their educational and career endeavors. Career coaches help students obtain valuable, insightful experiences through internships, apprenticeships, and other work-based learning opportunities.

House Bill 458 provides a definition for career coaches, including required education or work experience for school districts to hire them. House Bill 458 provides clarity for districts that a career coach does not have to be a licensed school counselor or educator.

I appreciate the intent of the bill. As currently written, however, the legislation can be improved to prevent an increase in regulations and red tape that will unnecessarily saddle school districts.

Therefore, in accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby **return with amendments House Bill 458**: "AN ACT REVISING LAWS RELATED TO CAREER COACHES; PROVIDING A DEFINITION OF CAREER COACH; PROVIDING FOR DUTIES AND QUALIFICATIONS FOR A CAREER COACH; AND AMENDING SECTION 20-1-101, MCA."

As currently written, House Bill 458 requires the Office of Public Instruction to certify career coaches, an obstacle that does not exist under current law. A new state certification requirement will create red tape and hurdles for districts seeking to hire career coaches.

The amendment I offer proposes striking references to certification while maintaining the overall substance and intent of the bill.

For this reason, I respectfully ask for your support of this amendment.

I appreciate the sponsor's work on House Bill 458 and his support of the amendments I offer.

Amending House Bill 458 will eliminate unnecessary red tape for our school districts and ensure districts can get career coaches more quickly and efficiently into our schools to better prepare our students for their future.

Sincerely,

GREG GIANFORTE
Governor

Enclosure

April 21, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59620

The Honorable Matt Regier
Speaker of the House
State Capitol
Helena, MT 59620

Dear President Ellsworth and Speaker Regier:

A well-negotiated compromise among stakeholders, House Bill 635 brings together those who enjoy the benefits of elk habitat and those who provide and protect elk habitat.

I appreciate Representative Kassmier for successfully leading the charge to move this measure through the Legislature, and I am grateful for the intent of House Bill 635. The bill can be improved by making a minor adjustment to the number of licenses provided to qualifying landowners and by streamlining the implementation and administrative processes for the Department of Fish, Wildlife and Parks so the agency may provide Montanans with more efficient, effective services.

Therefore, in accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby **return with amendments House Bill 635**: "A BILL FOR AN ACT ESTABLISHING A LANDOWNER PREFERENCE POOL FOR CLASS B-10 NONRESIDENT BIG GAME COMBINATION LICENSES; ALLOWING PURCHASE OF AN ADDITIONAL BONUS POINT FOR CERTAIN NONRESIDENT LANDOWNERS; PROVIDING RULEMAKING AUTHORITY; AMENDING SECTION 87-2-115, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE."

As currently written, House Bill 635 requires a landowner to own at least 2,500 contiguous acres in fee title to qualify for the preference pool. It also further provides that for each additional 2,500 contiguous acres, a landowner may receive an additional license, up to a maximum of five licenses.

One of the amendments I offer simplifies the bill by doing away with the need for an assessment of graduated acres and licenses. Instead, it establishes the simple maximum threshold of three licenses for any landowner owning at least 2,500 acres.

Another amendment I offer requires a qualifying landowner to have owned the subject property for at least three years.

I appreciate the sponsor's support of the modest amendments I offer, and I respectfully ask for your support.

Sincerely,

GREG GIANFORTE
Governor

Enclosure

FIRST READING AND COMMITMENT OF BILLS

The following Senate joint resolutions were introduced, read first time, and referred to committee:

SJ 35, introduced by B. Molnar, referred to Education and Cultural Resources.
SJ 36, introduced by E. Boldman, referred to Fish and Game.

The following Senate resolution was introduced, read first time, and referred to committee:

SR 75, introduced by A. Olsen, referred to Local Government.

THIRD READING OF BILLS

SB 144, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 47

Nays: Hayman, Olsen.
Total 2

Voted absentee: None.
Total 0

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

SB 151, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn.
Total 43

Nays: Hayman, Kelker, McClafferty, O'Brien, Olsen, Webber.
Total 6

Voted absentee: None.
Total 0

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

SB 169, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 195, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey,

Mr. President, Noland, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Salomon, Webber.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 219, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 46

Nays: Emrich, Mandeville, Molnar, Zolnikov.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 278, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 328, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Emrich, Fuller.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 359, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 37

Nays: Boldman, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, O'Brien, Olsen, Pope, Webber.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 370, **as amended by the House**, **failed** as follows:

Yeas: Cuffe, Fitzpatrick, McKamey, Mr. President, Salomon, Tempel.
Total 6

Nays: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Esp, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 375, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 384, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 487, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 490, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 9, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Esp, Lenz.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 7, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Beard.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 9, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Welborn.
Total 33

Nays: Beard, Brown, Emrich, Esp, Fuller, Glimm, Hinebauch, Lenz, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Trebas, Usher, Zolnikov.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 10, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 40

Nays: Brown, Emrich, Esp, Fuller, Glimm, Hinebauch, Manzella, Molnar, Noland, Usher.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 11, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Beard.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 12, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 43

Nays: Beard, Brown, Emrich, Hinebauch, Manzella, Trebas, Usher.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 101, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 517, a proposal to amend the Montana Constitution, **not concurred in** as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Emrich, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 27

Nays: Beard, Boldman, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Webber, Welborn.
Total 23

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 845, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Hinebauch.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 852, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 855, concurred in as follows:

Yeas: Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 37

Nays: Bartel, Bogner, Brown, Esp, Fuller, Glimm, Hinebauch, Lenz, Manzella, McGillvray, Noland, Regier K, Usher.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 941, concurred in as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Hinebauch, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 28

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Lang, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Noland, Regier K, Tempel, Trebas.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 915, a proposal to amend the Montana Constitution, **not concurred in** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 23

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Webber, Welborn.
Total 27

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Senator Molnar moved that **HB 963** be taken from the Taxation Committee and brought before the Committee of the Whole on Tuesday, April 25, 2023, the 81st legislative day. Motion **failed** as follows:

Yeas: Bartel, Boldman, Brown, Cuffe, Curdy, Emrich, Flowers, Fuller, Glimm, Gross, Hertz, Hinebauch, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Noland, Regier K, Trebas, Usher, Vermeire.
Total 25

Nays: Beard, Bogner, Dunwell, Ellis, Esp, Fitzpatrick, Fox, Friedel, Gillespie, Hayman, Kelker, Lang, McClafferty, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vance, Webber, Welborn, Zolnikov.
Total 25

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 425 - **House Amendments** - Senator Small moved do concur in House amendments to **SB 425**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 59 - **House Amendments** - Majority Leader Fitzpatrick moved **do not concur** in House amendments to **SB 59**. Motion carried as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 35

Nays: Bogner, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, Mandeville, McClafferty, O'Brien, Olsen, Pope, Webber, Welborn.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 75 - **House Amendments** - Majority Leader Fitzpatrick moved do concur in House amendments to **SB 75**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 221 - **House Amendments** - Senator Usher moved do concur in House amendments to **SB 221**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Esp.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 867 - Senator Small moved **HB 867** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 40

Nays: Emrich, Esp, Fuller, Hayman, Lang, Lenz, McGillvray, Noland, Regier K, Tempel.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 288 - Senator Morigeau moved **HB 288** be concurred in. Motion **failed** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Fuller, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Vermeire, Webber, Zolnikov.
Total 25

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Friedel, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Noland, Regier K, Tempel, Trebas, Usher, Vance, Welborn.
Total 25

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 382 - Senator O'Brien moved **HB 382** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 43

Nays: Bartel, Emrich, Hinebauch, Lenz, Manzella, McGillvray, Noland.
Total 7

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 551 - Senator Usher moved **HB 551** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,
Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 886 - Senator Brown moved **HB 886** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 968 - Senator Regier moved **HB 968** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Trebas, Usher, Vance, Zolnikov.
Total 29

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Small, Tempel, Vermeire, Webber, Welborn.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise, report progress, and beg leave to sit again.** Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville,

Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 39

Nays: Dunwell, Ellis, Flowers, McClafferty, Morigeau, Olsen, Pope, Tempel, Webber.
Total 9

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: Bartel.
Total 1

MOTIONS

Majority Leader Fitzpatrick moved the Senate reconsider its action on **SB 221** and that **SB 221** be placed on second reading this date. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Beard.
Total 1

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved to **indefinitely postpone HB 288**, which failed second reading this date. Motion carried as follows:

Yeas: Beard, Bogner, Brown, Cuffe, Emrich, Esp, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Noland, Regier K, Sales, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 25

Nays: Bartel, Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Hayman, Kelker, Lang, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Salomon, Small, Tempel, Webber, Welborn.
Total 24

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for the consideration of business on second reading. Motion carried. President Ellsworth in the chair.

HB 920 - Senator O'Brien moved **HB 920** be concurred in.

HB 920 - Senator Bogner moved **HB 920**, second reading copy, be amended with HB0920.002.001. Amendment **adopted** as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Glimm, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 40

Nays: Beard, Esp, Gillespie, Hinebauch, Mandeville, Morigeau, Mr. President, Noland, Welborn.
Total 9

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 920, as amended, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President,

Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Esp, Hinebauch, Regier K.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 938 - Majority Leader Fitzpatrick moved **HB 938** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 928 - Senator Usher moved **HB 928** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 947 - Majority Leader Fitzpatrick moved **HB 947** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 209 - Conference Committee Report 001 - Senator Hertz moved the Conference Committee report to **SB 209** be adopted. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Lang, Lenz.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 445 - **House Amendments** - Senator Bogner moved do concur in House amendments to **SB 445**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 498 - **House Amendments** - Senator Morigeau moved do concur in House amendments to **SB 498**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 499 - **House Amendments** - Senator McGillvray moved do concur in House amendments to **SB 499**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 42

Nays: Dunwell, Ellis, Hayman, Kelker, Lynch, O'Brien, Olsen, Webber.
Total 8

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 93 - **House Amendments** - Senator Cuffe moved do concur in House amendments to **SB 93**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey,
Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 148 - **House Amendments** - Senator Lenz moved **do not concur** in House amendments to **SB 148**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 397 - **House Amendments** - Senator Bogner moved do concur in House amendments to **SB 397**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Lynch, Usher.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 87 - Senator Gillespie moved **HB 87** be concurred in.

HB 87 - Senator Curdy moved **HB 87**, second reading copy, be amended with HB0087.003.001. Amendment **adopted** as follows:

Yeas: Bartel, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 39

Nays: Beard, Bogner, Brown, Emrich, Esp, Glimm, Hertz, Mandeville, Manzella, Regier K.
Total 10

Voted absentee: None.
Total 0
Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 87, as amended, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Mandeville.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 221 - **House Amendments** - Senator Usher moved **do not concur** in House amendments to **SB 221**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 819**, reported out of the Business, Labor and Economic Affairs Committee, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved the President be authorized to appoint a Free Conference Committee, and request the House appoint a like committee, to confer on House amendments to **SB 59**. Without objection, so ordered. President Ellsworth appointed President Ellsworth, chair, Majority Leader Fitzpatrick, and Senator Morigeau.

Majority Leader Fitzpatrick moved the President be authorized to appoint a Conference Committee, and request the House appoint a like committee, to confer on House amendments to **SB 149**. Without objection, so ordered. President Ellsworth appointed Senator Lenz, chair, and Senators Manzella and Olsen.

Majority Leader Fitzpatrick moved the President be authorized to appoint a Conference Committee, and request the House to appoint a like committee, to confer on House amendments to **SB 221**. Without objection, so ordered. President Ellsworth appointed Senator Usher, Chair, and Senators Manzella and Olsen.

Majority Leader Fitzpatrick moved the President be authorized to appoint a Conference Committee, and request the House to appoint a like committee, to confer on House amendments to **SB 351**. Without objection, so ordered. President Ellsworth appointed Senator Zolnikov, Chair, and Senators Bogner and Olsen.

Majority Leader Fitzpatrick moved the Senate accede to the request of the House and authorize the President to appoint a Free Conference Committee to confer on Senate amendments to **HB 566**. Without objection, so ordered. President Ellsworth appointed Senator Regier, chair, and Senators Emrich and Morigeau.

Senator Molnar moved that **HB 963** be taken from the Taxation Committee and brought before the Committee of the Whole on Tuesday April 25, 2023. Motion **failed** as follows:

Yeas: Bartel, Cuffe, Emrich, Friedel, Glimm, Hertz, Hinebauch, Lenz, Lynch, Mandeville, Manzella, McGillvray, Molnar, Morigeau, Regier K, Trebas, Usher.
Total 17

Nays: Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Hayman, Kelker, Lang, McClafferty, McKamey, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 32

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

Senator Cuffe moved that **HB 473** be taken from the Natural Resources Committee and brought before the Committee of the Whole on Tuesday April 25, 2023. Motion **failed** as follows:

Yeas: Bogner, Brown, Cuffe, Esp, Fitzpatrick, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Salomon, Small, Trebas, Usher, Vermeire.
Total 23

Nays: Bartel, Beard, Boldman, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Friedel, Fuller, Hayman, Kelker, Lang, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Tempel, Vance, Webber, Welborn, Zolnikov.
Total 26

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0
Majority Leader Fitzpatrick moved to re-refer **HB 914**, reported out of the Local Government Committee, to the Business, Labor, and Economic Affairs Committee. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Senator Small thanked the Pages for their service this week.

Majority Leader Fitzpatrick moved the Senate adjourn until 9:00 a.m., 04/24/2023, the 80th legislative day. Motion carried.

Senate adjourned at 2:53 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
EIGHTIETH LEGISLATIVE DAY

Helena, Montana
April 24, 2023

Senate Chambers
State Capitol

The Senate did not meet in session this date.

SENATE JOURNAL
68TH LEGISLATURE
EIGHTY-FIRST LEGISLATIVE DAY

Helena, Montana — Senate Chambers
April 25, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SJ 29, SJ 31, SJ 37, SJ 38, SJ 39, HB 55, HB 128, HB 288, HB 469, HB 517, HB 521, HB 544, HB 551, HB 648, HB 652, HB 840, HB 862, HB 874, HB 881, HB 904, HB 927, HB 944, HB 948**.
Correctly engrossed: **HB 5, HB 6, HB 8, HB 55, HB 424, HB 479, HB 517, HB 520, HB 551, HB 652, HB 816, HB 830, HB 835, HB 856, HB 868, HB 892, HB 917, HB 946, HB 948, HB 952**.
Transmitted to the House: **HB 91, HB 382, HB 482, HB 867, HB 886, HB 928, H 938, HB 947, HB 968.**
Examined by the sponsor and found to be correct: **SB 37, SB 54, SB 71, SB 78, SB 83, SB 201, SB 216, SB 217, SB 232, SB 252, SB 312, SB 321, SB 323, SB 325, SB 331, SB 392, SB 454, SB 455, SB 456, SB 457, SB 485, SB 491, SJ 13, SR 58, SR 71**.
Signed by the Secretary of the Senate at 10:15 a.m., April 20, 2023: **SB 154**.
Signed by the President of the Senate at 4:00 p.m., April 20, 2023: **SB 154**.
Signed by the Speaker of the House at 3:00 p.m., April 25, 2023: **SB 154**.
Delivered to the Governor at 4:30 p.m., April 25, 2023: **SB 154**.

REPORTS OF STANDING COMMITTEES

FINANCE AND CLAIMS (Esp, Chair) — 04/21/2023
HB 5, be amended with HB0005.003.025 and, as amended, be concurred in.
HB 6, be amended with HB0006.002.001 and, as amended, be concurred in.
HB 8, be amended with HB0008.002.001 and, as amended, be concurred in.
HB 424, be amended with HB0424.002.013 and, as amended, be concurred in.
HB 479, be amended with HB0479.003.002 and, as amended, be concurred in.
HB 520, be amended with HB0520.001.003 and, as amended, be concurred in.
HB 835, be amended with HB0835.002.002 and, as amended, be concurred in.
HB 856, be amended with HB0856.001.003 and, as amended, be concurred in.
HB 917, be amended with HB0917.002.003 and, as amended, be concurred in.
HB 946, be amended with HB0946.002.004 and, as amended, be concurred in.
HB 952, be amended with HB0952.001.006 and, as amended, be concurred in.

LOCAL GOVERNMENT (Friedel, Chair) — 04/24/2023
SJ 29, do pass.

PUBLIC HEALTH, WELFARE AND SAFETY (McGillvray, Chair) — 04/24/2023
HB 312, be concurred in.

TAXATION (Hertz, Chair) 04/21/2023
HB 830, be amended with HB0830.001.004 and, as amended, be concurred in.

Without objection, the committee reports were adopted.

REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE
on House Amendments to Senate Bill 19
Report No. 001, April 24, 2023

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 19** (reference copy-salmon) and recommend this Conference Committee report be adopted.

And recommend that **Senate Bill 19** (reference copy-salmon) be amended with amendment SB0019.002.002.

For the Senate:

Senator K. Regier, Chair
Senator Pope
Senator Usher

For the House:

Representative Bishop
Representative Ler
Representative A. Regier

MESSAGES FROM THE GOVERNOR

April 24, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59601

Dear President Ellsworth:

On Monday, April 24, 2023, I signed the following bills:

Senate Bill 17 - Welborn
Senate Bill 22 - Morigeau
Senate Bill 24 - Hertz
Senate Bill 49 - Cuffe
Senate Bill 50 - Bartel
Senate Bill 53 - Lang
Senate Bill 56 - McCafferty
Senate Bill 58 - Hinebauch
Senate Bill 66 - Fox

Senate Bill 70 - O'Brien
Senate Bill 77 - Morigeau
Senate Bill 81 - Tempel
Senate Bill 86 - Morigeau
Senate Bill 100 - Hertz
Senate Bill 101 - Hertz
Senate Bill 159 - Beard
Senate Bill 215 - Fitzpatrick

The bills have been delivered to the Secretary of State's Office.

Sincerely,

Greg Gianforte
Governor

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate amendments to House bills concurred in: 04/25/2023

HB 348, introduced by K. Walsh
HB 447, introduced by M. Thane

SB 149 – The House acceded to the request of the Senate and authorized the Speaker to appoint the following Conference Committee to meet with a like committee from the Senate to confer on House amendments to **SB 149**. The Speaker appointed:

04/25/2023

Representative Duram
Representative Howell
Representative Sheldon-Galloway

SB 424 - The House acceded to the request of the Senate and authorized the Speaker to appoint the following Conference Committee to meet with a like committee from the Senate to confer on House amendments to **SB 424**. The Speaker appointed:

04/25/2023

Representative Walsh
Representative Phalen
Representative Caferro

SB 407 - The House acceded to the request of the Senate and authorized the Speaker to appoint the following Free Conference Committee to meet with a like committee from the Senate to confer on House amendments to **SB 407**. The Speaker appointed:

04/25/2023

Representative Zolnikov
Representative Buckley
Representative Seekins-Crowe

HB 16 – The House failed to concur in Senate amendments to **HB 16**, authorized the Speaker to appoint the following Conference Committee, and requested the Senate appoint a like committee to confer on Senate amendments to **HB 16**. The Speaker appointed:

04/25/2023

Representative Carlson
Representative Smith
Representative Deming

HB 229 – The House failed to concur in Senate amendments to **HB 229**, authorized the Speaker to appoint the following Conference Committee, and requested the Senate appoint a like committee to confer on Senate amendments to **HB 229**. The Speaker appointed:

04/25/2023

Representative Gunderson
Representative Sullivan
Representative Hopkins

HB 282 – The House failed to concur in Senate amendments to **HB 282**, authorized the Speaker to appoint the following Conference Committee, and requested the Senate appoint a like committee to confer on Senate amendments to **HB 282**. The Speaker appointed:

04/25/2023

Representative Bishop
Representative Galloway
Representative Falk

HB 402 – The House failed to concur in Senate amendments to **HB 402**, authorized the Speaker to appoint the following Conference Committee, and requested the Senate appoint a like committee to confer on Senate amendments to **HB 402**. The Speaker appointed:

04/25/2023

Representative Bedey
Representative Stafman
Representative Brockman

HB 437 – The House failed to concur in Senate amendments to **HB 437**, authorized the Speaker to appoint the following Conference Committee, and requested the Senate appoint a like committee to confer on Senate amendments to **HB 437**. The Speaker appointed:

04/25/2023

Representative Hawk
Representative Zolnikov
Representative Etchart

HB 446 – The House failed to concur in Senate amendments to **HB 446**, authorized the Speaker to appoint the following Conference Committee, and requested the Senate appoint a like committee to confer on Senate amendments to **HB 446**. The Speaker appointed:

04/25/2023

Representative Sullivan
Representative Sheldon-Galloway
Representative Carlson

HB 783 – The House failed to concur in Senate amendments to **HB 783**, authorized the Speaker to appoint the following Conference Committee, and requested the Senate appoint a like committee to confer on Senate amendments to **HB 783**. The Speaker appointed:

04/25/2023

Representative Nave
Representative Buttrey
Representative Harvey

HB 359 – The House failed to concur in Governor's amendments to **HB 359**, authorized the Speaker to appoint the following FREE Conference Committee, and requested the Senate appoint a like committee to confer on Governor's amendments **to HB 359**. The Speaker appointed:

04/25/2023

Representative Mitchell
Representative A. Regier
Representative Howell

HB 539 – The House failed to concur in Governor's amendments to **HB 539**, authorized the Speaker to appoint the following FREE Conference Committee, and requested the Senate appoint a like committee to confer on Governor's amendments to **HB 539**. The Speaker appointed:

04/25/2023

Representative Zolnikov
Representative Marshall
Representative Harvey

FIRST READING AND COMMITMENT OF BILLS

The following House Joint Resolution was introduced, read first time, and referred to committee:

HJ 15, introduced by D. Fern, B. Carter, R. Fitzgerald, S. Fitzpatrick, T. France, J. Hamilton, J. Karlen, S. Kerns, D. Loge, referred to Highways and Transportation.

MOTIONS

Majority Leader Fitzpatrick moved **SB 370** be added to the third reading agenda. Without objection, so ordered.

THIRD READING OF BILLS

HB 87, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 48

Nays: Olsen.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Zolnikov.
Total 1

HB 920, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 45

Nays: Esp, Fuller, Hinebauch, Regier K.
Total 4

Voted absentee: None.
Total 0

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

HB 521, concurred in as follows:

Yeas: Bartel, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Manzella, McClafferty, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vermeire, Webber, Welborn.
Total 39

Nays: Beard, Bogner, Emrich, Lenz, Lynch, Mandeville, McGillvray, McKamey, Trebas, Vance.
Total 10

Voted absentee: None.
Total 0

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

HB 544, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Vermeire, Webber, Welborn.
Total 18

Voted absentee: None.
Total 0

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

HB 840, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

HB 862, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance.
Total 30

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Vermeire, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

HB 881, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn.
Total 45

Nays: Beard, Emrich, Mandeville, Trebas.
Total 4

Voted absentee: None.
Total 0

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

SB 209, **Conference Committee Report 001**, adopted as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lynch, Mandeville, Manzella, McClafferty, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 44

Nays: Lang, Lenz, McGillvray, McKamey, Tempel.
Total 5

Voted absentee: None.
Total 0

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

SB 59, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 42

Nays: Esp, Hinebauch, Lang, Lenz, McGillvray, Noland, Tempel.
Total 7

Voted absentee: None.
Total 0

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

HB 128, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Webber, Welborn.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Emrich, Fox, Gillespie, Hayman, Lynch, McGillvray, McKamey, Molnar, O'Brien, Olsen, Pope, Trebas.
Total 16

Voted absentee: None.
Total 0

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

SB 370 failed as follows:

Yeas: Boldman, Cuffe, Curdy, Ellis, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Gross, Kelker, Lang, McClafferty, McKamey, Morigeau, O'Brien, Pope, Sales, Salomon, Small, Tempel, Trebas, Webber.
Total 24

Nays: Bartel, Beard, Bogner, Brown, Dunwell, Emrich, Friedel, Glimm, Hayman, Hertz, Hinebauch, Lenz, Lynch, Mandeville, Manzella, McGillvray, Molnar, Noland, Olsen, Regier K, Usher, Vance, Vermeire, Welborn, Mr. President.
Total 25

Voted absentee: None.

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Noland in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 652 - Majority Leader Fitzpatrick moved consideration of **HB 652** be moved to the bottom of the board. Without objection, so ordered.

HB 4 - Senator Esp moved **HB 4** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Zolnikov.
Total 1

Absent or not voting: None.
Total 0

HB 332 - Senator Hertz moved **HB 332** be concurred in. Motion carried as follows:

Yeas: Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Welborn, Zolnikov.
Total 36

Nays: Bartel, Beard, Brown, Emrich, Fuller, Glimm, Hinebauch, Lenz, Manzella, Molnar, Noland, Regier K, Usher, Vance.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 868 - Senator Welborn moved **HB 868** be concurred in.

HB 868 - Senator Lang moved **HB 868**, second reading copy, be amended with HB0868.002.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 868, as amended, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 872 - Senator Esp moved **HB 872** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 44

Nays: Beard, Hinebauch, Manzella, Molnar, Regier K, Zolnikov.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 846 - Minority Leader Flowers moved **HB 846** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President,

Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 47

Nays: Beard, Hinebauch, Welborn.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 892 - Senator Cuffe moved **HB 892** be concurred in.

HB 892 - Senator Cuffe moved **HB 892**, second reading copy, be amended with HB0892.001.001. Amendment **adopted** as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Hertz, Lynch, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Webber.
Total 31

Nays: Bartel, Beard, Bogner, Brown, Friedel, Fuller, Glimm, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, Noland, Regier K, Usher, Vance, Welborn, Zolnikov.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 892, as amended, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Salomon, Tempel, Webber.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 925 - Senator Hertz moved **HB 925** be concurred in.

HB 925 - Senator Hertz moved **HB 925**, second reading copy, be amended with HB0925.002.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Tempel, Trebas, Vance, Vermeire, Zolnikov.
Total 30

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Small, Usher, Webber, Welborn.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 925 - Senator Hertz moved **HB 925**, second reading copy, be amended with HB0925.002.002. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Salomon, Tempel, Trebas, Usher, Vermeire, Zolnikov.
Total 28

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, Manzella, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Small, Vance, Webber, Welborn.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 925, as amended, **failed** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, McGillvray, Molnar, Noland, Regier K, Trebas, Vermeire, Zolnikov.
Total 23

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, Manzella, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Usher, Vance, Webber, Welborn.
Total 27

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 925 - Majority Leader Fitzpatrick moved **HB 925** be **indefinitely postponed**. Motion carried as follows:

Yeas: Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McKamey, Morigeau, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Usher, Vance, Webber, Welborn.
Total 32

Nays: Bartel, Bogner, Emrich, Esp, Friedel, Fuller, Glimm, Hayman, Hertz, Hinebauch, Mandeville, McGillvray, Molnar, Mr. President, Regier K, Trebas, Vermeire, Zolnikov.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 374 - **House Amendments** - Senator Curdy moved do concur in House amendments to **SB 374**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 421 - **House Amendments** - Senator Friedel moved do not concur in House amendments to **SB 421**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 45

Nays: Dunwell, Ellis, Gross, Olsen, Zolnikov.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 443 - **House Amendments** - Senator Friedel moved do concur in House amendments to **SB 443**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch,

Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 558 - **House Amendments** - Senator Morigeau moved do concur in House amendments to **SB 558**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 564 - House Amendments - Senator McGillvray moved do concur in House amendments to **SB 564**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Kelker, Lynch.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 469 - Senator Lenz moved **HB 469** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 916 - Senator McGillvray moved **HB 916** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Fitzpatrick, McKamey, Olsen.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 948 - President Ellsworth moved **HB 948** be concurred in
.
HB 948 - President Ellsworth moved **HB 948**, second reading copy, be amended with HB0948.003.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Dunwell, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Manzella, McClafferty, McGillvray, McKamey, Mr. President, Noland, Olsen, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Welborn.
Total 36

Nays: Curdy, Ellis, Flowers, Gross, Hayman, Lynch, Mandeville, Molnar, Morigeau, O'Brien, Pope, Trebas, Webber, Zolnikov.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 948, as amended, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Olsen, Regier K, Small, Usher, Vance, Vermeire, Zolnikov.
Total 34

Nays: Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Morigeau, O'Brien, Pope, Sales, Salomon, Tempel, Trebas, Webber, Welborn.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 864 - Senator Mandeville moved **HB 864** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Bartel, McKamey.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 855- Majority Leader Fitzpatrick moved consideration of **HB 855** be passed for the day. Without objection, so ordered.

HB 652 - Majority Leader Fitzpatrick moved **HB 652** be concurred in.

HB 652 - Majority Leader Fitzpatrick moved **HB 652**, second reading copy, be amended with HB0652.002.004. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Salomon, Tempel, Trebas, Usher, Vance, Welborn, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Small, Vermeire, Webber.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 652, as amended, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Salomon, Tempel, Trebas, Usher, Vance, Zolnikov.
Total 30

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Small, Vermeire, Webber, Welborn.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise, report progress, and beg leave to sit again.** Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Noland moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Hertz.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Small, Chair) 04/25/2023
SJ 30, do pass.
HB 55, be amended with HB0055.005.006 and, as amended, be concurred in.

FINANCE AND CLAIMS (Esp, Chair) 04/25/2023
HB 352, be concurred in.
HB 393, be concurred in.
HB 549, be concurred in.
HB 562, be concurred in.
HB 588, be concurred in.
HB 833, be concurred in.

JUDICIARY (Regier, Chair) 04/25/2023
SJ 34, do pass.
HB 517, be amended with HB0517.003.001 and, as amended, be concurred in.
HB 551, be amended with HB0551.001.001 and, as amended, be concurred in.

LOCAL GOVERNMENT (Friedel, Chair) 04/24/2023
HB 816, be amended with HB0816.001.011 and, as amended, be concurred in.

Without objection, the committee reports were adopted.

MOTIONS

SB 148 - Majority Leader Fitzpatrick moved the President be authorized to appoint a Conference Committee, and request the House appoint a like committee, to confer on House amendments to **SB 148**. Without objection, so ordered. President Ellsworth appointed Senator Lenz, chair, and Senators Manzella and Gross.

HB 437 - Majority Leader Fitzpatrick moved the Senate accede to the request of the House and authorize the President to appoint a Conference Committee to confer with the House on Senate amendments to **HB 437**. Without objection, so ordered. President Ellsworth appointed Senator Mandeville, chair, and Senators Trebas and Pope.

HB 446 - Majority Leader Fitzpatrick moved the Senate accede to the request of the House and authorize the President to appoint a Conference Committee to confer with the House on Senate amendments to **HB 446**. Without objection, so ordered. President Ellsworth appointed Senator Regier, chair, and Senators Usher and McClafferty.

HB 783 - Majority Leader Fitzpatrick moved the Senate accede to the request of the House and authorize the President to appoint a Conference Committee to confer with the House on Senate amendments to **HB 783**. Without objection, so ordered. President Ellsworth appointed Senator Small, chair, and Senators Friedel and Morigeau.

HB 16 - Majority Leader Fitzpatrick moved the Senate accede to the request of the House and authorize the President to appoint a Conference Committee to confer with the House on Senate

amendments to **HB 16**. Without objection, so ordered. President Ellsworth appointed Senator Lenz, chair, and Senators Manzella and Flowers.

HB 229 - Majority Leader Fitzpatrick moved the Senate accede to the request of the House and authorize the President to appoint a Conference Committee to confer with the House on Senate amendments to **HB 229**. Without objection, so ordered. President Ellsworth appointed President Ellsworth, chair, and Senators Friedel and Pope.

HB 282 - Majority Leader Fitzpatrick moved the Senate accede to the request of the House and authorize the President to appoint a Conference Committee to confer with the House on Senate amendments to **HB 282**. Without objection, so ordered. President Ellsworth appointed Senator Small, chair, and Senators Vermeire and Gross.

HB 402 - Majority Leader Fitzpatrick moved the Senate accede to the request of the House and authorize the President to appoint a Conference Committee to confer with the House on Senate amendments to **HB 402**. Without objection, so ordered. President Ellsworth appointed Senator Fitzpatrick, chair, and Senators McKamey and Morigeau.

HB 359 - Majority Leader Fitzpatrick moved the Senate accede to the request of the House and authorize the President to appoint a Free Conference Committee to confer with the House on Senate amendments to **HB 359**. Without objection, so ordered. President Ellsworth appointed Senator Usher, chair, and Senators Regier and Olsen.

HB 539 - Majority Leader Fitzpatrick moved the Senate accede to the request of the House and authorize the President to appoint a Free Conference Committee to confer with the House on Senate amendments to **HB 539**. Without objection, so ordered. President Ellsworth appointed Senator Small, chair, and Senators Trebas and Boldman.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate stand in recess until 4:45 p.m., this date. Without objection so ordered. Senate recessed at 2:57 p.m.

Senate reconvened at 4:46 p.m., President Ellsworth presiding.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SR 2 - Senator Hinebauch moved the nomination transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 2**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 68 - Senator Hinebauch moved the nomination transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 68**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 42

Nays: Curdy, Flowers, Fox, Gross, Hayman, Lynch, Olsen, Pope.
Total 8

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 20 - Senator Dunwell moved **SJ 20** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lenz, Lynch, Mandeville, Manzella, McClafferty,

McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Small, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 38

Nays: Brown, Cuffe, Emrich, Fuller, Glimm, Hinebauch, Lang, Noland, Regier K, Salomon, Tempel, Welborn.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 31 - Senator Usher moved **SJ 31** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 30

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Tempel, Webber.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 21 - Senator Mandeville moved **SJ 21** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Tempel.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 25 - Senator Dunwell moved **SJ 25** do pass. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 41

Nays: Bartel, Brown, Cuffe, Emrich, Fuller, Lenz, Noland, Salomon, Welborn.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 69 - Senator Olsen moved **SR 69** be adopted. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 42

Nays: Beard, Brown, Esp, Fuller, Glimm, Hinebauch, McGillvray, Welborn.
Total 8

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 517 - Senator Regier moved **HB 517** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 29

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Webber, Welborn.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 551 - Senator Usher moved **HB 551** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Tempel, Webber.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hinebauch, Kelker, Lang, Lenz, Lynch,

Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 44

Nays: Dunwell, Hayman, McClafferty, Olsen, Webber.
Total 5

Voted absentee: None.
Total 0

Excused: Hertz.
Total 1

Absent or not voting: None.
Total 0

MOTIONS

SB 245 - Majority Leader Fitzpatrick moved the President be authorized to appoint a Free Conference Committee, and request the House appoint a like committee, to confer on House amendments to **SB 245**. Without objection, so ordered. President Ellsworth appointed Senator Zolnikov, chair, and Senators Bogner and Dunwell.

Majority Leader Fitzpatrick moved to re-refer **HB 944**, reported out of the Local Government Committee, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 816**, reported out of the Education and Cultural Resources Committee, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 141** from the Natural Resources Committee to the Business, Labor and Economic Affairs Committee. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 04/26/2023, the 82nd legislative day. Motion carried.

Senate adjourned at 5:33 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
EIGHTY-SECOND LEGISLATIVE DAY

Helena, Montana — Senate Chambers
April 26, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SJ 20, SJ 21, SJ 25, SJ 30, SJ 31, SJ 34, HB4, HB 312, HB 332, HB 352, HB 393, HB 469, HB 517, HB 549, HB 551, HB 562, HB 588, HB 833, HB 846, HB 864, HB 872, HB 916, HB 944**.
Correctly engrossed: **HB 883**.
Transmitted to the House: **HB 87, HB 128, HB 517, HB 521, HB 544, HB 551, HB 840, HB 862, HB 881, HB 920**.
Correctly enrolled: **SB 144, SB 151, SB 169, SB 195, SB 219, SB 278, SB 328, SB 332, SB 359, SB 362, SB 375, SB 380, SB 384, SB 393, SB 487, SB 490, SB 521, SJ 9, SJ 17, SR 53.**
Signed by the Secretary of the Senate at 6:45 a.m., April 20, 2023: **SB 74, SB 106, SB 143, SB 155, SB 281, SB 284, SB 308, SB 314, SB 339, SB 377, SB 378, SB 396, SB 406, SB 416, SB 422, SB 423, SB 430, SB 464, SB 480, SB 483, SB 492**.
Signed by the President of the Senate at 4:30 p.m., April 20, 2023: **SB 74, SB 106, SB 143, SB 155, SB 281, SB 284, SB 308, SB 314, SB 339, SB 377, SB 378, SB 396, SB 406, SB 416, SB 422, SB 423, SB 430, SB 464, SB 480, SB 483, SB 492**.
Signed by the Speaker of the House at 9:00 a.m., April 26, 2023: **SB 74, SB 106, SB 143, SB 155, SB 281, SB 284, SB 308, SB 314, SB 339, SB 377, SB 378, SB 396, SB 406, SB 416, SB 422, SB 423, SB 430, SB 464, SB 480, SB 483, SB 492**.
Delivered to the Governor 10:20 a.m., April 26, 2023: **SB 74, SB 106, SB 143, SB 155, SB 281, SB 284, SB 308, SB 314, SB 339, SB 377, SB 378, SB 396, SB 406, SB 416, SB 422, SB 423, SB 430, SB 464, SB 480, SB 483, SB 492**.

REPORTS OF STANDING COMMITTEES

AGRICULTURE, LIVESTOCK AND IRRIGATION (Lang, Chair) — 04/25/2023
HB 821, be concurred in.
HB 880, be concurred in.

ENERGY AND TELECOMMUNICATIONS (Sales, Chair) — 04/25/2023
SR 72, be adopted.

FINANCE AND CLAIMS (Esp, Chair) — 04/25/2023
HB 883, be amended with HB0883.002.006 and, as amended, be concurred in.

FISH AND GAME (Hinebauch, Chair) 04/25/2023
SJ 32, do pass.
SJ 36, do pass.

HIGHWAYS AND TRANSPORTATION (Manzella, Chair) 04/25/2023
SR 74, introduced resolution, be amended with SR0074.001.001 and, as amended, be adopted.

JUDICIARY (Regier, Chair) 04/25/2023
SR 73, be adopted.
SJ 33, do pass.

LOCAL GOVERNMENT (Friedel, Chair) 04/21/2023
HB 874, be concurred in.

Without objection, the committee reports were adopted.

SPECIAL ORDERS OF THE DAY

Senator Regier, who is serving his final term in the Senate, made his farewell remarks to the Senate.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Beard in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 6 - Conference Committee Report 001 - Senator Gross moved the Conference Committee report to **SB 6** be adopted. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 47 - House Amendments - Senator Manzella moved do concur in House amendments to **SB 47**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Emrich, Glimm, Vance.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 19 - Conference Committee Report 001 - Senator Regier moved the Conference Committee report to **SB 19** be adopted. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 48

Nays: Olsen, Webber.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 123 - **House Amendments** - Senator Hertz moved do concur in House amendments to **SB 123**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 458 - **House Amendments** - Senator Glimm moved do concur in House amendments to **SB 458**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Small, Vermeire, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 540 - House Amendments - Senator Zolnikov moved do concur in House amendments to **SB 540**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Manzella, Tempel.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 557 - **House Amendments** - Senator Noland moved do concur in House amendments to **SB 557**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 874 - Senator Mandeville moved **HB 874** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 890 - Senator Zolnikov moved **HB 890** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Vance, Vermeire, Webber, Zolnikov.
Total 41

Nays: Bartel, Cuffe, Hinebauch, Lang, Lenz, Mr. President, Tempel, Usher, Welborn.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 382 - **House Amendments** - Senator Mandeville moved do concur in House amendments to **SB 382**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 479 - Majority Leader Fitzpatrick moved consideration of **HB 479** be passed for the day. Without objection, so ordered.

HB 424 - Majority Leader Fitzpatrick moved consideration of **HB 424** be moved to the bottom of the board. Without objection, so ordered.

HB 312 - Senator Gross moved **HB 312** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Emrich, Glimm, Hinebauch, Noland.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 55 - Senator Salomon moved **HB 55** be concurred in.

HB 55 - Senator Salomon moved **HB 55**, second reading copy, be amended with HB0055.005.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 42

Nays: Bogner, Dunwell, Ellis, Emrich, Flowers, O'Brien, Olsen, Webber.
Total 8

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 55 - Senator Salomon moved **HB 55**, second reading copy, be amended with HB0055.005.002. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lenz, Manzella, McClafferty, McKamey, Molnar, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 33

Nays: Bogner, Dunwell, Ellis, Emrich, Flowers, Fox, Hinebauch, Lang, Lynch, Mandeville, McGillvray, Morigeau, Mr. President, O'Brien, Olsen, Webber, Welborn.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 55, as amended, concurred in as follows:

Yeas: Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lang, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 40

Nays: Bartel, Beard, Bogner, Emrich, Hertz, Lenz, Lynch, Mandeville, Molnar, Mr. President.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 30 - Senator Gillespie moved **SJ 30** do pass. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville,

Manzella, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 41

Nays: Bartel, Esp, Hinebauch, Lang, Lenz, McGillvray, Molnar, Noland, Welborn.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 352 - Senator O'Brien moved **HB 352** be concurred in. Motion carried as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Webber.
Total 29

Nays: Bartel, Beard, Bogner, Brown, Emrich, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, Molnar, Noland, Regier K, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 393 - Senator Emrich moved **HB 393** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Noland, Regier K, Sales, Trebas, Usher, Vance, Zolnikov.
Total 26

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Salomon, Small, Tempel, Vermeire, Webber, Welborn.
Total 24

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 520 - Senator Cuffe moved **HB 520** be concurred in. Motion carried as follows:

Yeas: Bartel, Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, Mandeville, McClafferty, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Welborn.
Total 31

Nays: Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Fuller, Glimm, Hertz, Hinebauch, Lenz, Manzella, McGillvray, McKamey, Noland, Regier K, Usher, Vance, Zolnikov.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 562 – Senator Bogner moved **HB 562** be concurred in. Motion **failed** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, Noland, Regier K, Trebas, Usher, Vance, Zolnikov, Mr. President.
Total 23

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn.
Total 27

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 562 - Majority Leader Fitzpatrick moved that **HB 562** be i**ndefinitely postponed.** Motion carried as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Kelker, Lang, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn.
Total 26

Nays: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hayman, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, Noland, Regier K, Trebas, Usher, Vance, Zolnikov, Mr. President.
Total 24

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 549 - Senator Salomon moved **HB 549** be concurred in. Motion **failed** as follows:

Yeas: Esp, Fitzpatrick, Mandeville, McClafferty, McKamey, Sales, Salomon, Small.
Total 8

Nays: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McGillvray, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 42

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 549 - Majority Leader Fitzpatrick moved that **HB 549** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, Molnar, Morigeau, Noland, O'Brien,

Olsen, Pope, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 47

Nays: Fitzpatrick, McKamey, Salomon.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 833 - Senator McClafferty moved **HB 833** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Zolnikov.
Total 41

Nays: Bartel, Emrich, Hinebauch, Mandeville, Manzella, Mr. President, Regier K, Usher, Welborn.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 835 - Senator Glimm moved **HB 835** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Tempel, Vance, Vermeire, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Emrich, Flowers, Hayman, Lynch, Morigeau, O'Brien, Olsen, Pope, Small, Trebas, Usher, Webber, Welborn.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 952 - Senator Cuffe moved **HB 952** be concurred in. Motion carried as follows:

Yeas: Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn.
Total 30

Nays: Bartel, Bogner, Brown, Emrich, Esp, Fuller, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Zolnikov.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 34 - Senator Friedel moved **SJ 34** do pass. Motion **failed** as follows:

Yeas: Dunwell, Emrich, Fitzpatrick, Fox, Friedel, Gillespie, Gross, Hinebauch, Kelker, Lynch, Mandeville, Manzella, McKamey, Molnar, Mr. President, Regier K, Sales, Salomon, Small, Trebas, Usher, Vermeire, Zolnikov.
Total 23

Nays: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Esp, Flowers, Fuller, Glimm, Hayman, Hertz, Lang, Lenz, McClafferty, McGillvray, Morigeau, Noland, O'Brien, Olsen, Pope, Tempel, Vance, Webber, Welborn.
Total 27

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 34 - Majority Leader Fitzpatrick moved **SJ 34** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, Molnar, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Webber, Welborn.
Total 38

Nays: Dunwell, Emrich, Friedel, Gross, Hayman, Hertz, McKamey, Morigeau, Mr. President, Usher, Vermeire, Zolnikov.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 29 - Senator Noland moved **SJ 29** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Brown, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hinebauch, Kelker, Lenz, Manzella, McClafferty, McGillvray, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Small, Trebas, Usher, Vance, Vermeire, Webber.
Total 31

Nays: Bogner, Boldman, Emrich, Esp, Fitzpatrick, Friedel, Hayman, Hertz, Lang, Lynch, Mandeville, McKamey, Molnar, Morigeau, Mr. President, Salomon, Tempel, Welborn, Zolnikov.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 855 - Senator Cuffe moved **HB 855** be concurred in.

HB 855 - Majority Leader Fitzpatrick moved **HB 855**, second reading copy, be amended with HB0855.001.002. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Dunwell, Olsen.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 855, as amended, concurred in as follows:

Yeas: Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn.
Total 35

Nays: Bartel, Bogner, Emrich, Fitzpatrick, Fuller, Glimm, Hinebauch, Lang, Lenz, McGillvray, Mr. President, Noland, Regier K, Usher, Zolnikov.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 424 - Senator Esp moved **HB 424** be concurred in.

HB 424 - Senator McGillvray moved **HB 424**, second reading copy, be amended with HB0424.003.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 424, as amended, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 41

Nays: Dunwell, Ellis, Hayman, Lynch, Manzella, Morigeau, Olsen, Trebas, Webber.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Senator Beard moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland,

O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 46

Nays: Bogner, Hayman, Mandeville, Zolnikov.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 374, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Olsen, Regier K.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 443, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 558, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 564, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Kelker.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 20 passed as follows:

Yeas: Beard, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lenz, Lynch, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Trebas, Vance, Vermeire, Webber, Zolnikov.
Total 31

Nays: Bartel, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Glimm, Hertz, Hinebauch, Lang, Mandeville, McGillvray, Noland, Regier K, Tempel, Usher, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 21 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Molnar.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 25 passed as follows:

Yeas: Bogner, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Small, Tempel, Trebas, Vance, Vermeire, Webber.
Total 33

Nays: Bartel, Beard, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Salomon, Usher, Welborn, Zolnikov.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 31 passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Noland, Regier K, Sales, Salomon, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 27

Nays: Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gross, Hayman, Kelker, Lang, Lynch, Morigeau, Mr. President, O'Brien, Olsen, Pope, Small, Tempel, Webber, Welborn.
Total 23

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 4, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch,

Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 45

Nays: Flowers, Fox, Hayman, Kelker, Webber.
Total 5
Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 332, concurred in as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lynch, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber.
Total 29

Nays: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fuller, Glimm, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, Molnar, Noland, Regier K, Trebas, Usher, Vance, Welborn, Zolnikov.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 469, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 517 failed (due to 2/3 vote requirement) as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 27

Nays: Boldman, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Webber, Welborn.
Total 23

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 551 failed (due to 2/3 vote requirement) as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 588, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 46

Nays: Hinebauch, Mandeville, Manzella, Welborn.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 846, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 46

Nays: Beard, Hinebauch, Sales, Welborn.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 864, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Molnar.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 872, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Webber, Welborn, Zolnikov.
Total 42

Nays: Beard, Fitzpatrick, Hinebauch, Manzella, Molnar, Regier K, Usher, Vermeire.
Total 8

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 916, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Boldman, Fitzpatrick, Molnar, Olsen.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

REPORTS OF STANDING COMMITTEES

JUDICIARY (Regier, Chair) 04/26/2023
HB 971, be concurred in.

Without objection, the committee report was adopted.

REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE
on House Amendments to Senate Bill 116
Report No. 001, April 25, 2023

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 116** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And recommend that **Senate Bill 116** (reference copy -- salmon) be amended with SB0116.002.003.

For the Senate:	For the House:
Senator Lenz, Chair	Representative Carlson
Senator Beard	Representative Howell
Senator Gross	Representative Nicol

FREE CONFERENCE COMMITTEE
on Senate Amendments to House Bill 566
Report No. 001, April 26, 2023

Mr. President and Mr. Speaker:

We, your FREE Conference Committee met and considered Senate amendments to **House Bill 566** (reference copy -- salmon) and recommend this FREE Conference Committee report be adopted.

And recommend that **House Bill 566** (reference copy -- salmon) remain as it was sent to the Conference Committee.

For the Senate:

Senator Regier, Chair
Senator Emrich
Senator Morigeau

For the House:

Representative Anderson
Representative Hinkle
Representative Romano

FREE CONFERENCE COMMITTEE
on Senate Amendments to House Bill 576
Report No. 001, April 25, 2023

Mr. President and Mr. Speaker:

We, your FREE Conference Committee met and considered Senate amendments to **House Bill 576** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And recommend that **House Bill 576** (reference copy -- salmon) be amended with amendment HB0576.002.001.

For the Senate:

Senator Usher, Chair
Senator Dunwell
Senator Small

For the House:

Representative Marler
Representative Parry
Representative Knudsen

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HB 82**1, reported out of the Agriculture, Livestock, and Irrigation Committee, to the Finance and Claims Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved to re-refer **HB 55**, heard under second reading this date, to the Finance and Claims Committee. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 04/27/2023, the 83rd legislative day. Motion carried.

Senate adjourned at 4:15 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
EIGHTY-THIRD LEGISLATIVE DAY

Helena, Montana — Senate Chambers
April 27, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth, presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **SJ 29, SJ 30, SJ 32, SJ 33, SJ 36, SR 72, SR 73, HB 312, HB 352, HB 393, HB 520, HB 821, HB 833, HB 835, HB 874, HB 880, HB 890, HB 913, HB 952, HB 971, HJ 18, HJ 20**.
Correctly engrossed: **SJ 35. SR 74, HB 55, HB 424, HB 479, HB 855, HB 917**.
Examined by the sponsor and found to be correct: **SB 27, SB 38, SB 51, SB 73, SB 144, SB 151, SB 169, SB 195, SB 219, SB 278, SB 280, SB 295, SB 322, SB 328, SB 332, SB 359, SB 375, SB 380, SB 384, SB 393, SB 487, SB 490, SB 505, SB 521, SB 554, SJ 9, SJ 17, SR 53**.
Correctly enrolled: **SB 27, SB 38, SB 51, SB 73, SB 280, SB 295, SB 322, SB 505, SB 554.**
Transmitted to the House: **SJ 20, SJ 21, SJ 25, SJ 31, HB 4, HB 332, HB 469, HB 588, HB 846, HB 864, HB 872, HB 916**.
Signed by the Secretary of the Senate at 10:30 a.m., April 26, 2023: **SR 58, SR 71**.
Signed by the President at 9:00 a.m., April 27, 2023: **SR 58, SR 71**.
Signed by the President at 4:30 p.m., April 20, 2023: **SJ 3**.
Signed by the Speaker at 9:00 a.m., April 26, 2023: **SJ 3**.
Delivered to the Secretary of State at 11:30 a.m., April 27, 2023: **SJ 3, SR 58, SR 71**.

REPORTS OF STANDING COMMITTEES

EDUCATION AND CULTURAL RESOURCES (Salomon, Chair) 04/26/2023
SJ 35, introduced bill, be amended with SJ0035.001.001 and, as amended, do pass.
HB 913, be concurred in.

Without objection, the committee reports were adopted.

REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE
on House Amendments to Senate Bill 247
Report No. 001, April 27, 2023

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 247** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **Senate Bill 247** (reference copy -- salmon) be amended with SB0247.002.001.

For the Senate:

Majority Leader Fitzpatrick, Chair
Senator Hertz
Senator Boldman

For the House:

Representative Sheldon-Galloway
Representative Kmetz
Representative Buckley

CONFERENCE COMMITTEE
on House Amendments to Senate Bill 424
Report No.001, April 26, 2023

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 424** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **Senate Bill 424** (reference copy -- salmon) be amended with SB0424.002.001.

For the Senate:

Senator Mandeville, Chair
Senator Cuffe
Senator Fox

For the House:

Representative Walsh
Representative Phalen
Representative Baum

MESSAGES FROM THE GOVERNOR

April 27, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59601

Dear President Ellsworth:

On Wednesday, April 26, 2023, I signed the following bills:

Senate Bill 109 - Regier
Senate Bill 218 - Hertz
Senate Bill 224 - Hertz
Senate Bill 453 - Small

The bills have been delivered to the Secretary of State's Office.

Sincerely,

Greg Gianforte
Governor

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate bills concurred in as amended and returned to the Senate for concurrence in House amendments: 04/26/2023

SB 11, introduced by B. Usher
SB 182, introduced by D. Lenz
SB 334, introduced by J Esp
SB 352, introduced by D. Lenz
SB 442, introduced by M. Lang
SB 522, introduced by D. Zolnikov
SB 530, introduced by G. Hertz
SB 550, introduced by G. Hertz

House joint resolutions passed and transmitted to the Senate for concurrence: 04/26/2023

HJ 18, introduced by J. Karlen
HJ 20, introduced by E. Matthews

Senate amendments to House bills concurred: 04/26/2023

HB 35, introduced by L. Brewster
HB 62, introduced by B. Mercer
HB 95, introduced by E. Buttrey
HB 118, introduced by M. Bertoglio
HB 164, introduced by D. Harvey
HB 190, introduced by B. Mercer
HB 196, introduced by L. Hellegaard
HB 198, introduced by J. Dooling
HB 218, introduced by L. Smith
HB 234, introduced by B. Phalen
HB 322, introduced by C. Hinkle
HB 333, introduced by G. Oblander
HB 452, introduced by B. Mercer
HB 455, introduced by b. Mitchell
HB 470, introduced by R. Fitzgerald
HB 477, introduced by S. Stewart-Peregoy
HB 486, introduced by P. Green
HB 580, introduced by B. Mercer
HB 591, introduced by E. Buttrey
HB 668, introduced by R. Fitzgerald
HB 689, introduced by L. Sheldon-Galloway

HB 707, introduced by J. Etchart
HB 889, introduced by J. Karlen

Conference Committee Report No. 001 on House amendments to Senate Bill 209, introduced by G. Hertz, was adopted this date on third reading by the House.

HB 10 - The House failed to concur in Senate amendments to **HB 10**, authorized the Speaker to appoint the following Conference Committee, and requested that the Senate appoint a like committee to confer on Senate amendments to **HB 10**. The Speaker appointed:

04/27/2023

Representative Hopkins
Representative Fitzpatrick
Representative Tuss

SB 221 - The House acceded to the request of the Senate and authorized the Speaker to appoint the following conference committee to meet with a like committee from the Senate to confer on House amendments to **Senate Bill 221**. The Speaker appointed the following members:

04/26/2023

Representative Loge
Representative Dooling
Representative Fern

SB 351 - The House acceded to the request of the Senate and authorized the Speaker to appoint the following FREE conference committee to meet with a like committee from the Senate to confer on House amendments to **Senate Bill 351**. The Speaker appointed the following members:

04/26/2023

Representative Zolnikov
Representative C. Hinkle
Representative Sullivan

SB 148 – The House acceded to the request of the Senate and authorized the Speaker to appoint the following conference committee to meet with a like committee from the Senate to confer on House amendments to **Senate Bill 148**. The Speaker appointed the following members:

04/27/2023

Representative Regier
Representative Etchart
Representative Smith

SB 245 - The House acceded to the request of the Senate and authorized the Speaker to appoint the following FREE conference committee to meet with a like committee from the Senate to confer on House amendments to **Senate Bill 245**. The Speaker appointed the following members:

04/27/2023

Representative Gist
Representative Buckley
Representative Galloway

FIRST READING AND COMMITMENT OF BILLS

The following House Joint Resolutions were introduced, read first time, and referred to committee:

HJ 18, introduced by J. Karlen, W. Curdy, referred to Natural Resources.
HJ 20, introduced by E. Matthews, J. Bergstrom, R. Fitzgerald, J. Lynch, referred to Education and Cultural Resources.

THIRD READING OF BILLS

HB 2, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Lang, Lenz, Mandeville, McClafferty, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Hinebauch, Kelker, Lynch, Manzella, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 652, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Noland, Regier K, Tempel, Trebas, Usher, Vance, Zolnikov, Mr. President.
Total 27

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Vermeire, Webber, Welborn.
Total 23

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 868, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Fitzpatrick, Molnar.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 892, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 948, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty,

McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Olsen, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 38

Nays: Boldman, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, O'Brien, Pope, Trebas, Webber.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 312, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Emrich, Glimm, Hinebauch, McGillvray, Noland.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 352, concurred in as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Webber.
Total 27

Nays: Bartel, Beard, Bogner, Brown, Emrich, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Noland, Regier K, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 23

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 393, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Zolnikov.
Total 28

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 424, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Lang, Lenz, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 34

Nays: Boldman, Dunwell, Ellis, Flowers, Fox, Hayman, Hinebauch, Kelker, Lynch, Manzella, Morigeau, O'Brien, Olsen, Pope, Webber, Welborn.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 520, concurred in as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Welborn.
Total 29

Nays: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Fuller, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, McKamey, Noland, Regier K, Usher, Vance, Zolnikov.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 833, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Bartel, Emrich, Hinebauch, Mandeville, Regier K.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 835, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Tempel, Usher, Vance, Vermeire, Zolnikov.
Total 29

Nays: Boldman, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Gross, Hayman, Hinebauch, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Small, Trebas, Webber, Welborn.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 874, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Fitzpatrick, McKamey.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 890, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Morigeau, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Vance, Vermeire, Webber, Zolnikov.
Total 34

Nays: Bartel, Brown, Cuffe, Esp, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, Molnar, Mr. President, Noland, Tempel, Usher, Welborn.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 952, concurred in as follows:

Yeas: Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn.
Total 32

Nays: Bartel, Brown, Emrich, Esp, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, McGillvray, Noland, Regier K, Trebas, Usher, Vance, Zolnikov.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 6, **Conference Committee Report 001**, adopted as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 19, **Conference Committee Report 001**, adopted as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 47, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Webber, Welborn.
Total 45

Nays: Emrich, Glimm, Hinebauch, Vance, Zolnikov.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 123, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 382, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 458, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Trebas, Usher, Vance, Zolnikov.
Total 28

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Salomon, Small, Tempel, Vermeire, Webber, Welborn.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 540, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 46

Nays: Manzella, Regier K, Tempel, Welborn.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 557, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 29 passed as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Emrich, Esp, Flowers, Fuller, Gillespie, Glimm, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Trebas, Usher, Vermeire.
Total 28

Nays: Beard, Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Fox, Friedel, Gross, Hayman, Hertz, Kelker, McClafferty, Molnar, Morigeau, Olsen, Pope, Tempel, Vance, Webber, Welborn, Zolnikov.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 30 passed as follows:

Yeas: Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, Manzella, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vermeire, Webber, Zolnikov.
Total 37

Nays: Bartel, Beard, Esp, Fuller, Hinebauch, Lang, Lenz, McGillvray, Molnar, Noland, Tempel, Vance, Welborn.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Senator Friedel moved the Senate reconsider its action on **SJ 34**, indefinitely postponed the previous legislative day, and that **SJ 34** be placed on second reading this date. Motion **failed** as follows:

Yeas: Bogner, Emrich, Fitzpatrick, Flowers, Friedel, Gillespie, Gross, Hertz, Hinebauch, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President,

O'Brien, Salomon, Small, Trebas, Usher, Vermeire, Zolnikov.
Total 25

Nays: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fox, Fuller, Glimm, Hayman, Kelker, Lang, Lenz, Noland, Olsen, Pope, Regier K, Sales, Tempel, Vance, Webber, Welborn.
Total 25

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senator Fuller arose on a point of personal privilege.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 479 - Majority Leader Fitzpatrick moved consideration of **HB 479** be moved to the bottom of the board. Without objection, so ordered.

HB 5 - Majority Leader Fitzpatrick moved consideration of **HB 5** be moved to the bottom of the board. Without objection, so ordered.

HB 971 - Senator Small moved HB **971** be concurred in.

HB 971 - Senator Olsen moved **HB 971**, second reading copy, be amended with HB0971.003.001. Amendment **not adopted** as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Webber.
Total 18

Nays: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 32

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 971 - Thereupon, the Senate reverted to the original motion of Senator Small which passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 648 - Majority Leader Fitzpatrick moved **HB 648** be concurred in. Motion carried as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Gillespie, Gross, Hayman, Hertz, Kelker, Lynch, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Zolnikov.
Total 27

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Friedel, Fuller, Glimm, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Noland, Regier K, Trebas, Usher, Vance, Welborn.
Total 23

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 6 - Senator Lang moved **HB 6** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Molnar.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 8 - Senator Lang moved **HB 8** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 914 - Majority Leader Fitzpatrick moved **HB 914** be concurred in. Motion **failed** as follows:

Yeas: Boldman, Curdy, Fitzpatrick, Flowers, Gillespie, Gross, Hinebauch, Lynch, Mandeville,

McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Olsen, Pope, Salomon, Vermeire, Zolnikov.
Total 19

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Dunwell, Ellis, Emrich, Esp, Fox, Friedel, Fuller, Glimm, Hayman, Hertz, Kelker, Lang, Lenz, Manzella, Molnar, Noland, O'Brien, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Webber, Welborn.
Total 31

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 914 - Majority Leader Fitzpatrick moved **HB 914** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 43

Nays: Boldman, Emrich, McKamey, Zolnikov.
Total 4

Voted absentee: None.
Total 0

Excused: Gross, McClafferty, Morigeau.
Total 3

Absent or not voting: None.
Total 0

HB 946 - Senator Salomon moved **HB 946** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Ellis, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Lang, Lenz, Mandeville, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Welborn, Zolnikov.
Total 29

Nays: Beard, Boldman, Curdy, Dunwell, Emrich, Flowers, Fox, Gross, Hayman, Hinebauch, Kelker, Lynch, Manzella, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Usher, Webber.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 917 - Senator Glimm moved **HB 917** be concurred in.

HB 917 - Majority Leader Fitzpatrick moved **HB 917**, second reading copy, be amended with HB0917.003.001. Amendment **adopted** as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Welborn, Zolnikov.
Total 41

Nays: Beard, Dunwell, Ellis, Hayman, O'Brien, Olsen, Usher, Vance, Webber.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 917, as amended, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Welborn, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Hinebauch, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Usher, Webber.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senator McGillvray assumed the chair.

HB 856 - President Ellsworth moved **HB 856** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Ellis, Emrich, Esp, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, Olsen, Pope, Regier K, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 38

Nays: Beard, Boldman, Curdy, Dunwell, Fitzpatrick, Hertz, Manzella, McKamey, O'Brien, Sales, Small, Zolnikov.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 830 - Senator Hertz moved **HB 830** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Molnar, Tempel.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 327 - **House Amendments** - Senator Glimm moved do concur in House amendments to **SB 327**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Fox.
Total 1

Absent or not voting: None.
Total 0

HB 479 - Senator Hertz moved **HB 479** be concurred in.

HB 479 - Senator Hertz moved **HB 479**, second reading copy, be amended with HB0479.004.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 41

Nays: Dunwell, Ellis, Hayman, Kelker, Lynch, McClafferty, O'Brien, Olsen, Webber.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 479, as amended, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella,

McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 40

Nays: Boldman, Dunwell, Hayman, Kelker, Lynch, McClafferty, O'Brien, Olsen, Webber, Welborn.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and beg leave to sit again.** Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **SR 26** to the Finance and Claims Committee. Without objection, so ordered.

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Small, Chair) 04/27/2023
HB 141, be concurred in.
HB 903, be amended with HB0903.001.004 and, as amended, be concurred in.

FINANCE AND CLAIMS (Esp, Chair) 04/26/2023
HB 226, be amended with HB0226.002.010 and, as amended, be concurred in.
HB 321, be concurred in.
HB 403, be concurred in.
HB 569, be amended with HB0569.002.002 and, as amended, be concurred in.
HB 904, be amended with HB0904.002.002 and, as amended, be concurred in.

Without objection, the committee reports were adopted.

Majority Leader Fitzpatrick moved the Senate stand in recess until 3:45 p.m., this date. Without objection so ordered. Senate recessed at 2:53 p.m.

Senate reconvened at 3:44 p.m., President Ellsworth presiding.

REPORTS OF STANDING COMMITTEES

FINANCE AND CLAIMS (Esp, Chair) 04/27/2023
SJ 26, do pass.
HB 55, be concurred in.
HB 355, be amended with HB0355.002.001 and, as amended, be concurred in.
HB 587, be amended with HB0587.001.006 and, as amended, be concurred in.
HB 816, be amended with HB0816.002.002 and, as amended, be concurred in.
HB 819, be amended with HB0819.003.006 and, as amended, be concurred in.
HB 821, be amended with HB0821.002.002 and, as amended, be concurred in.

MOTIONS

Senator Salomon moved the Senate reconsider its action on **HB 549**, indefinitely postponed the previous legislative day, and that **HB 549** be placed on second reading the next legislative day, April 28, 2023. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Mandeville, Manzella, McGillvray, McKamey, Noland, Regier K, Salomon, Small, Trebas, Usher, Vance, Zolnikov, Mr. President.
Total 27

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lang, Lynch, Molnar, O'Brien, Olsen, Pope, Sales, Tempel, Vermeire, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: Gross, Lenz, McClafferty, Morigeau.
Total 4

Absent or not voting: None.
Total 0

Senator Bogner moved the Senate reconsider its action on **HB 562**, indefinitely postponed the previous legislative day, and that **HB 562** be placed on second reading the next legislative day, April 28, 2023. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Mandeville, McGillvray, McKamey, Noland, Regier K, Salomon, Trebas, Usher, Vance, Zolnikov, Mr. President.
Total 24

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Hayman, Kelker, Lang, Lynch, McClafferty, Molnar, O'Brien, Olsen, Pope, Sales, Small, Tempel, Vermeire, Webber, Welborn.
Total 22

Voted absentee: None.
Total 0

Excused: Gross, Lenz, Manzella, Morigeau.
Total 4

Absent or not voting: None.
Total 0

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 5 - Majority Leader Fitzpatrick moved consideration of **HB 5** be moved to the bottom of the board. Without objection, so ordered.

SJ 32 - Minority Leader Flowers moved **SJ 32** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 33 - Senator Friedel moved **SJ 33** do pass. Motion carried as follows:

Yeas: Bogner, Boldman, Brown, Curdy, Dunwell, Emrich, Esp, Flowers, Friedel, Gillespie, Gross, Hertz, Hinebauch, Kelker, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey,

Molnar, Morigeau, Mr. President, O'Brien, Pope, Regier K, Salomon, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 33

Nays: Bartel, Beard, Cuffe, Ellis, Fitzpatrick, Fox, Fuller, Glimm, Hayman, Lang, Lenz, Noland, Olsen, Sales, Tempel, Webber, Welborn.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 36 - Senator Boldman moved **SJ 36** do pass. Motion carried as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Salomon, Small, Vermeire, Webber, Zolnikov.
Total 27

Nays: Bartel, Beard, Bogner, Brown, Emrich, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Noland, Regier K, Sales, Tempel, Trebas, Usher, Vance, Welborn.
Total 23

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 880 - Senator Morigeau moved **HB 880** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Webber.
Total 41

Nays: Bogner, Fox, Hinebauch, Lang, Mandeville, Tempel, Welborn, Zolnikov.
Total 8

Voted absentee: None.
Total 0

Excused: Vermeire.
Total 1

Absent or not voting: None.
Total 0

HB 883 - Senator Welborn moved **HB 883** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Welborn, Zolnikov.
Total 36

Nays: Boldman, Dunwell, Ellis, Flowers, Gross, Kelker, Lynch, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 13

Voted absentee: None.
Total 0

Excused: Vermeire.
Total 1

Absent or not voting: None.
Total 0

HB 913 - Senator O'Brien moved **HB 913** be concurred in. Motion **failed** as follows:

Yeas: Boldman, Curdy, Ellis, Fox, Hayman, Kelker, McClafferty, McKamey, O'Brien, Olsen, Pope, Sales, Tempel.
Total 13

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, Molnar, Morigeau, Mr. President, Noland, Regier K, Salomon, Small, Trebas, Usher, Vance, Webber, Welborn, Zolnikov.
Total 36

Voted absentee: None.
Total 0

Excused: Vermeire.
Total 1

Absent or not voting: None.
Total 0

HB 913 - Majority Leader Fitzpatrick moved **HB 913** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, Molnar, Mr. President, Noland, O'Brien, Olsen, Regier K, Sales, Salomon, Trebas, Usher, Vance, Welborn, Zolnikov.
Total 38

Nays: Boldman, Curdy, Ellis, Fox, McKamey, Pope, Tempel.
Total 7

Voted absentee: None.
Total 0

Excused: Gross, Morigeau, Small, Vermeire, Webber.
Total 5

Absent or not voting: None.
Total 0

HB 5 - Senator Cuffe moved **HB 5** be concurred in.

HB 5 - Senator Welborn moved **HB 5**, second reading copy, be amended with HB0005.004.001. Amendment **adopted** as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Tempel, Trebas, Vance, Webber, Welborn, Zolnikov.
Total 43

Nays: Beard, Emrich, Fitzpatrick, Hinebauch, Small, Usher.
Total 6

Voted absentee: None.
Total 0

Excused: Vermeire.
Total 1

Absent or not voting: None.
Total 0

HB 5 - Majority Leader Fitzpatrick moved **HB 5**, second reading copy, be amended with HB0005.004.003. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr.

President, Noland, O'Brien, Olsen, Pope, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vance, Webber, Zolnikov.
Total 46

Nays: McGillvray, Sales, Welborn.
Total 3

Voted absentee: None.
Total 0

Excused: Vermeire.
Total 1

Absent or not voting: None.
Total 0

HB 5 - Majority Leader Fitzpatrick moved **HB 5**, second reading copy, be amended with HB0005.004.004. Amendment **not adopted** as follows:

Yeas: Beard, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Manzella, McGillvray, McKamey, Mr. President, Regier K, Salomon, Small, Vance, Zolnikov.
Total 21

Nays: Bartel, Bogner, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gross, Hayman, Kelker, Lang, Lynch, Mandeville, McClafferty, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Sales, Tempel, Trebas, Usher, Webber, Welborn.
Total 28

Voted absentee: None.
Total 0

Excused: Vermeire.
Total 1

Absent or not voting: None.
Total 0

HB 5 - Majority Leader Fitzpatrick moved **HB 5**, second reading copy, be amended with HB0005.004.006. Amendment **not adopted** as follows:

Yeas: Beard, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Glimm, Hertz, Hinebauch, Kelker, Manzella, McKamey, Molnar, Mr. President, Regier K, Salomon, Small, Usher, Vance, Zolnikov.
Total 22

Nays: Bartel, Bogner, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, Morigeau, Noland, O'Brien, Olsen, Pope, Sales, Tempel, Trebas, Vermeire, Webber, Welborn.
Total 28

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 5 - Majority Leader Fitzpatrick moved **HB 5**, second reading copy, be amended with HB0005.004.005. Amendment **not adopted** as follows:

Yeas: Beard, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Glimm, Hinebauch, Kelker, Manzella, McKamey, Molnar, Mr. President, Regier K, Small, Zolnikov.
Total 17

Nays: Bartel, Bogner, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, Morigeau, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 33

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 5, as amended, concurred in as follows:

Yeas: Bartel, Bogner, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Friedel, Glimm, Gross, Hayman, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, Morigeau, Mr. President, Olsen, Pope, Sales, Salomon, Tempel, Trebas, Vermeire, Webber, Welborn.
Total 30

Nays: Beard, Boldman, Brown, Cuffe, Emrich, Fitzpatrick, Fuller, Gillespie, Hertz, Hinebauch, Manzella, McKamey, Molnar, Noland, O'Brien, Regier K, Small, Usher, Vance, Zolnikov.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 45

Nays: None.
Total 0

Voted absentee: None.

Excused: Beard, Gross, Hertz, McGillvray, Morigeau.
Total 5

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved the Senate **suspend Rule S40-40** to allow appropriation and revenue bills, and study resolutions to be heard under both second and third reading the next legislative day. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 45

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Beard, Gross, Hertz, McGillvray, Morigeau.
Total 5

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved to substitute Senator Webber for Senator Gross as a member of the Conference Committee on **HB 282**. Without objection, so ordered.

Majority Leader Fitzpatrick moved to substitute Senator O'Brien for Senator Gross as a member of the Conference Committee on **SB 148**. Without objection, so ordered.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 10:00 a.m., 04/28/2023, the 84th legislative day. Motion carried.

Senate adjourned at 5:42 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
EIGHTY-FOURTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
April 28, 2023 — State Capitol

Senate convened at 10:00 a.m., President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. Forty-six members present. Senators Bogner, Cuffe, Gross and Zolnikov, excused. Quorum present.

BILLS AND JOURNALS (Lang, Chair)
Correctly printed: **SJ 26, SJ 32, SJ 33, SJ 36, SJ 37, HB 6, HB 8, HB 55, HB 141, HB 321, HB 403, HB 520, HB 549, HB 562, HB 648, HB 749, HB 800, HB 830, HB 856, HB 883, HB 946, HB 971, HJ 18**.
Correctly engrossed: **HB 5, HB 226, HB 355, HB 569, HB 587, HB 816, HB 817, HB 819, HB 821, HB 903, HB 904, HB 949**.
Examined by the sponsor and found to be correct: **SB 75, SB 246, SB 253, SB 303, SB 362, SB 397, SB 425, SB 445**.
Transmitted to the House: **SJ 26, SJ 29, SJ, 30, SJ 32, SJ 33, SJ 35, SJ 36, SJ 37, HB 2, HB 5, HB 6, HB 55, HB 141, HB 226, HB 312, HB 321, HB 352, HB 355, HB 362, HB 393, HB 403, HB 424, HB 479, HB 520, HB 549, HB 562, HB 569, HB 587, HB 648, HB 652, HB 749, HB 816, HB 817, HB 819, HB 821, HB 830, HB 833, HB 835, HB 855, HB 856, HB 868, HB 874, HB 880, HB 883, HB 890, HB 892, HB 903, HB 904, HB 917, HB 946, HB 948, HB 949, HB 952, HB 971**.
Correctly enrolled: **SB 3, SB 75, SB 93, SB 246, SB 253, SB 303, SB 397, SB 425, SB 445**.

REPORTS OF STANDING COMMITTEES

ENERGY AND TELECOMMUNICATIONS (Sales, Chair) 04/27/2023
SJ 37, do pass.

FINANCE AND CLAIMS (Esp, Chair) 04/27/2023
HB 749, be concurred in.
HB 817, be amended with HB0817.002.006 and, as amended, be concurred in.
HB 949, be amended with HB0949.003.002 and, as amended, be concurred in.

Without objection, the committee reports were adopted.

REPORTS OF SELECT COMMITTEES

FREE CONFERENCE COMMITTEE
on Senate amendments to House Bill 539
Report No. 001, April 26, 2023

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered Senate amendments to **House Bill 539** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **House Bill 539** (reference copy -- salmon) be amended with HB0539.002.001.

For the Senate:

Senator Small, Chair
Senator Boldman
Senator Trebas

For the House:

Representative K. Zolnikov
Representative Marshall
Representative Harvey

MOTIONS

Senator Usher moved that **HB 362** be taken from the Finance and Claims Committee and placed on third reading this date. Motion carried as follows:

Yeas: Boldman, Brown, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Hayman, Hinebauch, Kelker, Lynch, Manzella, McClafferty, Morigeau, Noland, O'Brien, Olsen, Regier K, Usher, Vermeire, Webber, Welborn.
Total 23

Nays: Bartel, Beard, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Lang, Lenz, McGillvray, McKamey, Molnar, Sales, Salomon, Small, Tempel, Vance, Mr. President.
Total 20

Voted absentee: None.
Total 0

Excused: Bogner, Cuffe, Gross, Mandeville, Pope, Trebas, Zolnikov.
Total 7

Absent or not voting: None.
Total 0

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 141 - Senator Webber moved **HB 141** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 47

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Bogner, Gross, Zolnikov.
Total 3

Absent or not voting: None.
Total 0

HB 226 - Senator McGillvray moved **HB 226** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Welborn.
Total 30

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Small, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: Bogner, Gross, Zolnikov.
Total 3

Absent or not voting: None.
Total 0

HB 569 - Majority Leader Fitzpatrick moved consideration of **HB 569** be moved to the bottom of the board. Without objection, so ordered.

HB 816 - Majority Leader Fitzpatrick moved consideration of **HB 816** be moved to the bottom of the board. Without objection, so ordered.

HB 562 - Majority Leader Fitzpatrick moved consideration of **HB 562** be moved to the bottom of the board. Without objection, so ordered.

HB 549 - Majority Leader Fitzpatrick moved consideration of **HB 549** be moved to the bottom of the board. Without objection, so ordered.

HB 321 - Senator Salomon moved **HB 321** be concurred in. Motion carried as follows:

Yeas: Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 45

Nays: Bartel, Beard, Molnar.
Total 3

Voted absentee: None.
Total 0

Excused: Bogner, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 355 - Senator Glimm moved **HB 355** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 47

Nays: Molnar.
Total 1

Voted absentee: None.
Total 0

Excused: Bogner, Zolnikov.
Total 2

Absent or not voting: None.
Total 0

HB 587 - Senator Hertz moved **HB 587** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 819 - Senator Small moved **HB 819** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 42

Nays: Beard, Emrich, Esp, Friedel, Hinebauch, McGillvray, Regier K, Usher.
Total 8

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 821 - Senator Lang moved **HB 821** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Brown, Emrich, Esp, Glimm, Manzella, Noland.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 903 - Senator Small moved **HB 903** be concurred in. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 45

Nays: Bartel, Emrich, Esp, Molnar, Welborn.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 904 - Senator Lang moved **HB 904** be concurred in.

HB 904 - Senator Manzella moved **HB 904**, second reading copy, be amended with HB0904.003.001. Amendment **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch,

Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 904, as amended, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 26 - Senator Zolnikov moved **SJ 26** do pass. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 39

Nays: Curdy, Ellis, Fox, Hayman, Lang, Lenz, McClafferty, O'Brien, Tempel, Webber, Welborn.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 35 - Senator Molnar moved **SJ 35** do pass. Motion **failed** as follows:

Yeas: Beard, Bogner, Dunwell, Emrich, Esp, Fox, Friedel, Gillespie, Hinebauch, Kelker, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Olsen, Regier K, Sales, Usher, Vermeire, Zolnikov.
Total 24

Nays: Bartel, Boldman, Brown, Cuffe, Curdy, Ellis, Fitzpatrick, Flowers, Fuller, Glimm, Gross, Hayman, Hertz, Lang, Lenz, Manzella, Noland, O'Brien, Pope, Salomon, Small, Tempel, Trebas, Vance, Webber, Welborn.
Total 26

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 35 - Majority Leader Fitzpatrick moved **SJ 35** be **indefinitely postponed**. Motion carried as follows:

Yeas: Bartel, Beard, Boldman, Brown, Curdy, Ellis, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 40

Nays: Bogner, Dunwell, Emrich, Friedel, Hinebauch, McKamey, Molnar, Sales.
Total 8

Voted absentee: None.
Total 0

Excused: Cuffe, Gross.
Total 2

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise, report progress, and beg leave to sit again.** Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Cuffe, Gross, Small.
Total 3

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the Senate stand in recess until 1:00 p.m., this date.
Without objection so ordered. Senate recessed at 11:07 a.m.

Senate reconvened at 1:00 p.m., President Ellsworth presiding.

MOTIONS

SB 10 - Majority Leader Fitzpatrick moved the President be authorized to appoint a Conference Committee, and request the House appoint a like committee, to confer on House amendments to **SB 10**. Without objection, so ordered. President Ellsworth appointed Senator Esp, chair, and Senators McGillvray and O'Brien.

Senator O'Brien moved the Senate reconsider its action on **SJ 35**, indefinitely postponed this date, and that **SJ 35** be placed on second reading this date. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Curdy, Dunwell, Ellis, Emrich, Esp, Flowers, Fox, Friedel, Gillespie, Glimm, Hayman, Kelker, Lynch, Mandeville, Manzella, McClafferty, McGillvray, Molnar, Morigeau, O'Brien, Olsen, Pope, Salomon, Small, Tempel, Trebas, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 34

Nays: Bartel, Brown, Fitzpatrick, Fuller, Hertz, Hinebauch, Lang, Lenz, Noland, Regier K, Sales, Vance, Mr. President.
Total 13

Voted absentee: None.
Total 0

Excused: Cuffe, Gross, McKamey.
Total 3

Absent or not voting: None.
Total 0

SPECIAL ORDERS OF THE DAY

Senator McClafferty, who is serving her final term in the Senate, made her farewell remarks to the Senate.

THIRD READING OF BILLS

HB 5, concurred in as follows:

Yeas: Bartel, Cuffe, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Fuller, Gillespie, Glimm, Hayman, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, Morigeau, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 34

Nays: Beard, Boldman, Brown, Emrich, Fitzpatrick, Friedel, Hertz, Hinebauch, Manzella, McKamey, Molnar, Mr. President, Regier K, Zolnikov.
Total 14

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: Bogner.
Total 1

HB 6, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Molnar.
Total 1

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 8, (requires ¾ of each house) **not concurred in** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey,
Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 55, concurred in as follows:

Yeas: Boldman, Brown, Cuffe, Curdy, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Kelker, Lynch, Manzella, McClafferty, McKamey, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 35

Nays: Bartel, Beard, Bogner, Dunwell, Emrich, Hertz, Hinebauch, Lang, Lenz, Mandeville, McGillvray, Molnar, Mr. President, Welborn.
Total 14

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

SB 327, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Small, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 403, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Cuffe, Emrich, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 30

Nays: Boldman, Brown, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, Morigeau, Noland, O'Brien, Olsen, Pope, Webber, Welborn.
Total 19

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 479, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 35

Nays: Boldman, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, O'Brien, Olsen, Pope, Webber, Welborn.
Total 14

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 648, concurred in as follows:

Yeas: Boldman, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Hayman, Hertz, Kelker, Lynch, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Vermeire, Webber, Welborn, Zolnikov.
Total 29

Nays: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fuller, Glimm, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Noland, Regier K, Trebas, Usher, Vance.
Total 20

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 830, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Molnar, Tempel.
Total 2

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 855, concurred in as follows:

Yeas: Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gillespie, Hayman, Kelker, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn.
Total 31

Nays: Bartel, Bogner, Brown, Emrich, Esp, Fitzpatrick, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, McGillvray, Mr. President, Noland, Regier K, Usher, Zolnikov.
Total 18

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 856, concurred in as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Dunwell, Ellis, Emrich, Esp, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, Molnar, Morigeau, Mr. President, Noland, Olsen, Pope, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 38

Nays: Beard, Boldman, Curdy, Fitzpatrick, Hertz, Hinebauch, Manzella, McKamey, O'Brien, Salomon, Zolnikov.
Total 11

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 880, concurred in as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Kelker, Lynch, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Small, Trebas, Usher, Vermeire, Webber.
Total 38

Nays: Bogner, Fox, Hinebauch, Lang, Lenz, Mandeville, Salomon, Tempel, Vance, Welborn, Zolnikov.
Total 11

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 883, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Boldman, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 917, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, McClafferty, McGillvray, McKamey,

Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lynch, Manzella, Molnar, Morigeau, O'Brien, Olsen, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 946, concurred in as follows:

Yeas: Bartel, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Beard, Boldman, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Hayman, Kelker, Lynch, Molnar, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 971, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

SJ 32 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 46

Nays: Esp, Tempel, Welborn.
Total 3

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

SJ 33 passed as follows:

Yeas: Bogner, Boldman, Cuffe, Emrich, Esp, Fitzpatrick, Flowers, Friedel, Gillespie, Hayman, Hertz, Hinebauch, Lang, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Regier K, Salomon, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 27

Nays: Bartel, Beard, Brown, Curdy, Dunwell, Ellis, Fox, Fuller, Glimm, Kelker, Lenz, McClafferty, Morigeau, Noland, O'Brien, Olsen, Pope, Sales, Small, Tempel, Webber, Welborn.
Total 22

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

SJ 36 passed as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Emrich, Esp, Flowers, Fox, Friedel, Gillespie, Hayman, Kelker, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Trebas, Vermeire, Webber, Zolnikov.
Total 26

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Fitzpatrick, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Manzella, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Usher, Vance, Welborn.
Total 23

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

SJ 26 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 40

Nays: Ellis, Flowers, Hayman, Kelker, Lenz, McClafferty, Olsen, Tempel, Webber.
Total 9

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 141, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Esp, Glimm.
Total 2

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 226, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Small, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 321, concurred in as follows:

Yeas: Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Bartel, Beard, Molnar.
Total 3

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 355, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Molnar.
Total 1

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 587, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 749, concurred in as follows:

Yeas: Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Hayman, Hertz, Kelker, Lang, Lenz, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Zolnikov.
Total 36

Nays: Bartel, Beard, Brown, Emrich, Fuller, Glimm, Hinebauch, Lynch, Mandeville, Manzella, Noland, Usher, Welborn.
Total 13

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 819, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Zolnikov.
Total 39

Nays: Beard, Brown, Emrich, Friedel, Hinebauch, Manzella, McGillvray, Regier K, Usher, Welborn.
Total 10

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 821, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Emrich, Glimm, Manzella, Molnar, Noland.
Total 5

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 903, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 40

Nays: Emrich, Esp, Flowers, Fox, Hayman, Lynch, Molnar, Olsen, Welborn.
Total 9

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

HB 904, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Gross.
Total 1

Absent or not voting: None.
Total 0

REPORTS OF STANDING COMMITTEES

NATURAL RESOURCES (Welborn, Chair) 04/28/2023
HJ 18, be concurred in.

Majority Leader Fitzpatrick announced the Republicans would caucus beginning at 1:40 p.m. Senate reconvened at 2:02 p.m., President Ellsworth presiding.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 816 - Senator Mandeville moved **HB 816** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Kelker, Tempel.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 549 - Senator Salomon moved **HB 549** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 27

Nays: Beard, Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Small, Tempel, Webber, Welborn.
Total 23

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 562 - Senator Bogner moved **HB 562** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 28

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Webber, Welborn.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 569 - Senator McGillvray moved **HB 569** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Tempel, Trebas, Vance, Vermeire, Zolnikov.
Total 26

Nays: Boldman, Brown, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Hertz, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Usher, Webber, Welborn.
Total 24

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 35 - Senator Molnar moved **SJ 35** do pass. Motion carried as follows:

Yeas: Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Esp, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hinebauch, Kelker, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 36

Nays: Bartel, Cuffe, Fitzpatrick, Fuller, Glimm, Hertz, Lang, Lenz, Mr. President, Noland, Regier K, Tempel, Trebas, Vance.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SJ 37 - Senator Molnar moved **SJ 37** do pass. Motion carried as follows:

Yeas: Bogner, Boldman, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Lang, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Usher, Vermeire, Webber, Welborn, Zolnikov.
Total 32

Nays: Bartel, Beard, Brown, Cuffe, Esp, Fitzpatrick, Fuller, Hertz, Hinebauch, Kelker, Lenz, Manzella, Mr. President, Noland, Regier K, Tempel, Trebas, Vance.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 817 - Senator Esp moved **HB 817** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fuller, Gillespie, Glimm, Hertz, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Zolnikov.
Total 28

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gross, Hayman, Hinebauch, Kelker, Lang, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Usher, Webber, Welborn.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 949 - Senator Salomon moved **HB 949** be concurred in. Motion carried as follows:

Yeas: Bartel, Bogner, Cuffe, Dunwell, Esp, Fitzpatrick, Friedel, Gillespie, Glimm, Kelker, Lang, Lenz, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 31

Nays: Beard, Boldman, Brown, Curdy, Ellis, Emrich, Flowers, Fox, Fuller, Gross, Hayman, Hertz, Hinebauch, Lynch, Manzella, Morigeau, Olsen, Pope, Webber.
Total 19

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: Cuffe, Gross.
Total 2

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

HB 362, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Flowers, Fox, Friedel, Gillespie, Hayman, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Tempel, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 37

Nays: Emrich, Esp, Fitzpatrick, Fuller, Glimm, Hertz, Lenz, Molnar, Noland, Small, Trebas.
Total 11

Voted absentee: None.
Total 0

Excused: Cuffe, Gross.
Total 2

Absent or not voting: None.
Total 0

HB 549, concurred in as follows:

Yeas: Bartel, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 27

Nays: Beard, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lang, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Small, Tempel, Webber, Welborn.
Total 21

Voted absentee: None.
Total 0

Excused: Cuffe, Gross.
Total 2

Absent or not voting: None.
Total 0

HB 562, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 27

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Webber, Welborn.
Total 21

Voted absentee: None.
Total 0

Excused: Cuffe, Gross.
Total 2

Absent or not voting: None.
Total 0

HB 569, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Noland, Regier K, Trebas, Vance, Vermeire, Zolnikov.
Total 25

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Usher, Webber, Welborn.
Total 23

Voted absentee: None.
Total 0

Excused: Cuffe, Gross.
Total 2

Absent or not voting: None.
Total 0

HB 816, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Trebas, Usher, Vance, Vermeire, Webber, Welborn.
Total 45

Nays: Small, Tempel, Zolnikov.
Total 3

Voted absentee: None.
Total 0

Excused: Cuffe, Gross.
Total 2

Absent or not voting: None.
Total 0

HB 817, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Dunwell, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Lenz, Mandeville, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 30

Nays: Boldman, Curdy, Ellis, Flowers, Fox, Hayman, Hinebauch, Kelker, Lang, Lynch, Manzella, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Webber.
Total 18

Voted absentee: None.
Total 0

Excused: Cuffe, Gross.
Total 2

Absent or not voting: None.
Total 0

HB 949, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Dunwell, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Olsen, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 39

Nays: Boldman, Curdy, Ellis, Emrich, Hayman, Lynch, Morigeau, Pope, Welborn.
Total 9

Voted absentee: None.
Total 0

Excused: Cuffe, Gross.
Total 2

Absent or not voting: None.
Total 0

SJ 35 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Curdy, Dunwell, Ellis, Emrich, Esp, Flowers, Fox, Friedel, Gillespie, Hayman, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 37

Nays: Brown, Fitzpatrick, Fuller, Glimm, Hertz, Lenz, Noland, Regier K, Small, Tempel, Trebas.
Total 11

Voted absentee: None.
Total 0

Excused: Cuffe, Gross.
Total 2

Absent or not voting: None.
Total 0

SJ 37 passed as follows:

Yeas: Bogner, Boldman, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Friedel, Gillespie, Hayman, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 32

Nays: Bartel, Beard, Brown, Esp, Fitzpatrick, Fuller, Glimm, Hertz, Hinebauch, Lenz, Mr. President, Noland, Regier K, Small, Tempel, Trebas.
Total 16

Voted absentee: None.
Total 0

Excused: Cuffe, Gross.
Total 2

Absent or not voting: None.
Total 0

MOTIONS

Senator Dunwell moved to change her third reading vote on **HB 817** from Yes to No. Senator Lenz objected. No further action.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Senator Small thanked the Pages for their service this week.

Majority Leader Fitzpatrick moved the Senate adjourn until 9:00 a.m., 04/29/2023, the 85th legislative day. Motion carried.

Senate adjourned at 3:36 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
EIGHTY-FIFTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
April 29, 2023 — State Capitol

Senate convened at 10:00 a.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. Forty-seven members present. Senators Cuffe, Gross and Webber, excused. Quorum present.

MESSAGES FROM THE GOVERNOR

April 28, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59601

Dear President Ellsworth:

On Friday, April 28, 2023, I signed the following bill:

Senate Bill 99 – Fuller

The bill has been delivered to the Secretary of State's Office.

Sincerely,

Greg Gianforte
Governor

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate Bill concurred in and returned to the Senate:

04/28/2023

SB 535, introduced by R. Lynch

Senate bills concurred in as amended and returned to the Senate for concurrence in House amendments:

04/28/2023

SB 95, introduced by B. Usher
SB 104, introduced by J. Fuller
SB 294, introduced by B . Usher
SB 296, introduced by B. Beard
SB 481, introduced by C. Glimm
SB 506, introduced by G. Hertz

SB 507, introduced by D. Zolnikov
SB 510, introduced by S. Fitzpatrick
SB 516, introduced by J. Gross
SB 518, introduced by T. Manzella
SB 528, introduced by G. Hertz
SB 529, introduced by G. Hertz
SB 534, introduced by T. McGillvray
SB 536, introduced by G. Hertz

Senate Bill **not** concurred in and returned to the Senate: 04/28/2023

SB 543, introduced by E. Boldman

Senate amendments to House bills concurred in: 04/28/2023

HB 101, introduced by J. Gillette
HB 136, introduced by M. Bertoglio
HB 241, introduced by J. Kassmier
HB 358, introduced by K. Zolnikov
HB 364, introduced by C. Knudsen
HB 376, introduced by J. Gillette
HB 412, introduced by D. Bedey
HB 490, introduced by S. Gist
HB 491, introduced by S. Gunderson
HB 561, introduced by M. Malone
HB 590, introduced by E. Buttrey
HB 597, introduced by N. Duram
HB 676, introduced by K. Seekins-Crowe
HB 697, introduced by B. Mercer
HB 754, introduced by L. Hellegaard
HB 764, introduced by D. Loge
HB 808, introduced by S. Gunderson

House joint resolutions passed and transmitted to the Senate for concurrence: 04/28/2023

HJ 17, introduced by A. Regier
HJ 19, introduced by K. Sullivan
HJ 21, introduced by J. Cohenour
HJ 22, introduced by S. Kerns
HJ 23, introduced by B. Barker
HJ 24, introduced by B. Barker
HJ 25, introduced by B. Barker
HJ 26, introduced by L. Brewster
HJ 27, introduced by K. Sullivan
HJ 28, introduced by M. Yakawich
HJ 29, introduced by C. Knudsen
HJ 30, introduced by C. Knudsen
HJ 32, introduced by J. Dooling
HJ 33, introduced by L. Sheldon-Galloway

HJ 34, introduced by S. Essmann
HJ 35, introduced by S. Galloway
HJ 36, introduced by S. Galloway
HJ 37, introduced by F. Smith
HJ 38, introduced by J. Carlson
HJ 39, introduced by S. Gist
HJ 41, introduced by T. Smith

Governor's amendments to House bills concurred: 04/28/2023

HB 458 introduced by F. Anderson
HB 596, introduced by D. Loge

Conferernce Committee Report 001 adopted on third reading: 04/28/2023

HB 185, introduced by R. Fitzgerald

Free Conference Committee Report 001 adopted on third reading: 04/28/2023

HB 260, introduced by M. Regier

FIRST READING AND COMMITMENT OF BILLS

The following House joint resolutions were introduced, read first time, and referred to committee:

HJ 17, introduced by A. Regier, B. Ler, K. Regier, B. Usher, referred to Judiciary.
HJ 19, introduced by K. Sullivan, referred to Energy and Telecommunications.
HJ 21, introduced by J. Cohenour, referred to Local Government.
HJ 22, introduced by S. Kerns, F. Anderson, B. Barker, D. Bedey, J. Bergstrom, M. Bertoglio, M. Binkley, K. Bogner, E. Boldman, L. Brewster, B. Brown, A. Buckley, E. Buttrey, B. Carter, J. Cohenour, L. Deming, J. Dooling, M. Dunwell, N. Duram, D. Emrich, D. Fern, P. Fielder, J. Fitzpatrick, G. Frazer, S. Galloway, S. Gist, P. Green, J. Gross, S. Gunderson, J. Hamilton, D. Harvey, L. Hellegaard, M. Hopkins, S. Howell, J. Karlen, G. Kmetz, J. Lynch, M. Malone, F. Mandeville, R. Marshall, B. Mercer, R. Miner, B. Mitchell, T. Moore, S. Morigeau, G. Nikolakakos, G. Oblander, G. Parry, B. Phalen, J. Read, K. Regier, M. Romano, J. Schillinger, L. Sheldon-Galloway, K. Sullivan, P. Tuss, T. Vermeire, T. Welch, Z. Wirth, M. Yakawich, D. Zolnikov, K. Zolnikov, referred to Local Government.
HJ 23, introduced by B. Barker, T. Brockman, referred to State Administration.
HJ 24, introduced by B. Barker, T. Brockman, referred to Judiciary.
HJ 25, introduced by B. Barker, T. Brockman, referred to Education and Cultural Resources.
HJ 26, introduced by L. Brewster, F. Anderson, E. Buttrey, S. Gist, referred to Judiciary.
HJ 27, introduced by K. Sullivan, J. Bergstrom, P. Green, R. Miner, referred to Agriculture, Livestock and Irrigation.
HJ 28, introduced by M. Yakawich, K. Abbott, B. Barker, D. Bedey, J. Bergstrom, M. Bertoglio, L. Brewster, T. Brockman, A. Buckley, B. Carter, J. Dooling, N. Duram, P. Fielder, R. Fitzgerald, S. Gist, J. Hamilton, J. Karlen, C. Keogh, S. Kerns, C. Knudsen, R. Lynch, R. Marshall, B. Mercer, R. Miner, G. Nikolakakos, G. Oblander, G. Parry, J. Read, T. Running Wolf, T. Smith, L. Smith,

C. Sprunger, M. Thane, P. Tuss, B. Usher, S. Vinton, M. Weatherwax, T. Welch, referred to Public Health, Welfare and Safety.
HJ 29, introduced by C. Knudsen, J. Bergstrom, E. Butcher, J. Dooling, R. Knudsen, B. Ler, M. Yakawich, referred to Agriculture, Livestock and Irrigation.
HJ 30, introduced by C. Knudsen, J. Bergstrom, A. Regier, M. Yakawich, referred to Judiciary.
HJ 32, introduced by J. Dooling, D. Bartel, J. Cohenour, P. Tuss, referred to Natural Resources.
HJ 33, introduced by L. Sheldon-Galloway, S. Galloway, referred to Public Health, Welfare and Safety.
HJ 34, introduced by S. Essmann, M. Bertoglio, L. Brewster, J. Cohenour, S. Kerns, K. Kortum, L. Reksten, C. Sprunger, M. Thane, referred to Local Government.
HJ 35, introduced by S. Galloway, J. Bergstrom, L. Brewster, E. Buttrey, L. Deming, N. Duram, S. Gist, P. Green, G. Hertz, J. Hinkle, J. Karlen, G. Kmetz, D. Loge, R. Marshall, R. Miner, B. Molnar, G. Oblander, G. Parry, A. Regier, J. Schillinger, L. Sheldon-Galloway, K. Zolnikov, referred to Local Government.
HJ 36, introduced by S. Galloway, referred to Energy and Telecommunications.
HJ 37, introduced by F. Smith, referred to State Administration.
HJ 38, introduced by J. Carlson, referred to Public Health, Welfare and Safety.
HJ 39, introduced by S. Gist, S. Gunderson, S. Hinebauch, referred to State Administration.
HJ 41, introduced by T. Smith, referred to Business, Labor, and Economic Affairs.

SPECIAL ORDERS OF THE DAY

Senator Hinebauch, serving his final term in the Senate, made his farewell remarks to the Senate.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 530 - Majority Leader Fitzpatrick moved consideration of **SB 530** be passed for the day. Without objection, so ordered.

SB 550 – Majority Leader Fitzpatrick moved consideration of **SB 550** be passed for the day. Without objection, so ordered.

SR 72 - Senator Sales moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 72**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr.

President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Lenz, Molnar, Noland.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 74 - Senator Manzella moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 74**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SR 73 - Senator Regier moved the nominations transmitted by the Governor be concurred in and confirmed by the Senate in accordance with **SR 73**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 185 - Conference Committee Report 001 - Senator Welborn moved the Conference Committee report to **HB 185** be adopted. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Emrich, Fuller, Molnar, Regier K.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 576 - Free Conference Committee Report 001 - Senator Usher moved the Conference Committee report to **HB 576** be adopted. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey,
Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 285 - **House Amendments** - Senator Glimm moved do concur in House amendments to **SB 285**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Dunwell, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Boldman, Curdy, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 522 - **House Amendments** - Senator Zolnikov moved do concur in House amendments to **SB 522**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Lenz, Tempel.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 334 - **House Amendments** - Senator Esp moved do concur in House amendments to **SB 334**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 442 - **House Amendments** - Senator Lang moved do concur in House amendments to **SB 442**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Esp, Molnar.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 561 - **House Amendments** - Senator Hinebauch moved do concur in House amendments to **SB 561**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch,

Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Cuffe, Gross.
Total 2

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved the Senate reconsider its action on **HB 8**, and place **HB 8** on third reading on the next legislative day. Motion carried as follows:

Yeas: Beard, Bogner, Brown, Emrich, Fitzpatrick, Friedel, Fuller, Gillespie, Hertz, Hinebauch, Lang, Mandeville, Manzella, McGillvray, McKamey, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov, Mr. President.
Total 27

Nays: Bartel, Boldman, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Glimm, Hayman, Kelker, Lenz, Lynch, McClafferty, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Webber.
Total 21

Voted absentee: None.
Total 0

Excused: Cuffe, Gross.
Total 2

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the Senate **accede to the request of the House** and authorize the President to appoint a Conference Committee to confer on Senate amendments to **HB 941** . Without objection, so ordered. President Ellsworth appointed Senator McGillvray, chair, and Senators Usher and Fox.

Majority Leader Fitzpatrick moved the Senate **accede to the request of the House** and authorize the President to dissolve the conference committee on **HB 229**, and appoint a Free Conference Committee to confer on Senate amendments to **HB 229**. Without objection, so ordered. President Ellsworth appointed President Ellsworth as chair, and Senators Friedel and Pope.

Majority Leader Fitzpatrick moved the Senate **suspend joint rule 40-200** for the purpose of accepting the late transmittal of **SB 534** from the House. The motion requires two-thirds of members present and voting. Motion **failed** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Noland, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Zolnikov, Mr. President.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Tempel, Webber, Welborn.
Total 17

Voted absentee: None.
Total 0

Excused: Cuffe, Gross.
Total 2

Absent or not voting: None.
Total 0

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 1:00 p.m., 05/01/2023, the 86th legislative day. Motion carried.

Senate adjourned at 10:25 a.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
EIGHTY-SIXTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
May 01, 2023 — State Capitol

Senate convened at 1:00 p.m. President Ellsworth presiding. Invocation by Pastor Johnson. Pledge of Allegiance to the Flag.

Roll Call. Forty-nine members present. Senator Hayman, excused. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **HB 742**.
Examined by the sponsor and found to be correct: **SB 3, SB 59, SB 93, SB 122, SB 499, SR 2, SR 68, SR 69**.
Correctly enrolled: **SB 59, SB 122, SB 498, SB 499, SR 2, SR 68, SR 69**.
Signed by the Secretary of the Senate at 10:15 a.m., April 20, 2023: **SB 16, SB 32, SB 33, SB 60, SB 150, SB 165, SB 171, SB 208, SB 228, SB 275, SB 301, SB 310, SB 330, SB 338, SB 340, SB 344, SB 345, SB 354, SB 358, SB 391, SB 426, SB 432, SB 444, SB 451, SB 452**.
Signed by the President of the Senate at 4:00 p.m., April 20, 2023: **SB 16, SB 32, SB 33, SB 60, SB 150, SB 165, SB 171, SB 208, SB 228, SB 275, SB 301, SB 310, SB 330, SB 338, SB 340, SB 344, SB 345, SB 354, SB 358, SB 391, SB 426, SB 432, SB 444, SB 451, SB 452**.
Signed by the Speaker of the House at 1:00 p.m., April 29, 2023: **SB 16, SB 32, SB 33, SB 60, SB 150, SB 165, SB 171, SB 208, SB 228, SB 275, SB 301, SB 310, SB 330, SB 338, SB 340, SB 344, SB 345, SB 354, SB 358, SB 391, SB 426, SB 432, SB 444, SB 451, SB 452**.
Delivered to the Governor at 9:00 a.m., May 1, 2023: **SB 16, SB 32, SB 33, SB 60, SB 150, SB 165, SB 171, SB 208, SB 228, SB 275, SB 301, SB 310, SB 330, SB 338, SB 340, SB 344, SB 345, SB 354, SB 358, SB 391, SB 426, SB 432, SB 444, SB 451, SB 452**.
Signed by the Secretary of the Senate at 10:30 a.m., April 26, 2023: **SB 4, SB 37, SB 54, SB 71, SB 78, SB 83, SB 201, SB 216, SB 217, SB 232, SB 252, SB 312, SB 321, SB 323, SB 325, SB 331, SB 392, SB 454, SB 455, SB 456, SB 457, SB 485, SB 491**.
Signed by the President of the Senate at 9:00 a.m., April 27, 2023: **SB 4, SB 37, SB 54, SB 71, SB 78, SB 83, SB 201, SB 216, SB 217, SB 232, SB 252, SB 312, SB 321, SB 323, SB 325, SB 331, SB 392, SB 454, SB 455, SB 456, SB 457, SB 485, SB 491**.
Signed by the Speaker of the House at 1:00 p.m., April 29, 2023: **SB 4, SB 37, SB 54, SB 71, SB 78, SB 83, SB 201, SB 216, SB 217, SB 232, SB 252, SB 312, SB 321, SB 323, SB 325, SB 331, SB 392, SB 454, SB 455, SB 456, SB 457, SB 485, SB 491**.
Delivered to the Governor at 10:50 a.m., May 1, 2023: **SB 4, SB 37, SB 54, SB 71, SB 78, SB 83, SB 201, SB 216, SB 217, SB 232, SB 252, SB 312, SB 321, SB 323, SB 325, SB 331, SB 392, SB 454, SB 455, SB 456, SB 457, SB 485, SB 491**.
Signed by the Secretary of the Senate at 10:15 a.m., April 20, 2023: **SB 154**.
Signed by the President of the Senate at 4:00 p.m., April 20, 2023: **SB 154**.
Signed by the Speaker of the House at 3:00 p.m., April 25, 2023: **SB 154**.
Delivered to the Governor 4:30 p.m., April 25, 2023: **SB 154**.
Signed by the Secretary of the Senate at 6:30 a.m., April 7, 2023: **SB 176**.
Signed by the President of the Senate at 10:00 a.m., April 21, 2023: **SB 176**.
Signed by the Speaker of the House at 9:15 a.m., May 1, 2023: **SB 176**.
Delivered to the Governor at 9:15 a.m., May 1, 2023: **SB 176**.

Signed by the Secretary of the Senate at 7:30 a.m., April 19, 2023: **SB 274, SB 279, SB 286, SB 288, SB 289, SB 293, SB 300, SB 307, SB 309, SB 313, SB 324, SB 356, SB 363, SB 373, SB 398, SB 400, SB 448**.
Signed by the President of the Senate at 10:00 a.m., April 19, 2023: **SB 274, SB 279, SB 286, SB 288, SB 289, SB 293, SB 300, SB 307, SB 309, SB 313, SB 324, SB 356, SB 363, SB 373, SB 398, SB 400, SB 448**.
Signed by the Speaker of the House at 1:00 p.m., April 29, 2023: **SB 274, SB 279, SB 286, SB 288, SB 289, SB 293, SB 300, SB 307, SB 309, SB 313, SB 324, SB 356, SB 363, SB 373, SB 398, SB 400, SB 448**.
Delivered to the Governor at 11:40 a.m., May 1, 2023: **SB 274, SB 279, SB 286, SB 288, SB 289, SB 293, SB 300, SB 307, SB 309, SB 313, SB 324, SB 356, SB 363, SB 373, SB 398, SB 400, SB 448**.

SPECIAL ORDERS OF THE DAY

In a bill-signing ceremony held in the well of the Senate, Governor Greg Gianforte signed **Senate Bill 414**. The bill, introduced by President Ellsworth, renames certain Senate offices in the Capitol building as the Marilyn Miller Suite of offices in honor of the long-term Secretary of the Senate, who is retiring in coming months.

Senator Lynch read a proclamation of the Montana Legislature commending and recognizing Brook Glennon, a Butte teenager who is representing Shodair Hospital and Montana in the Children's Miracle Network's program Champions Across America. Senator Lynch presented Miss Glennon and her parents with a copy of the proclamation signed by the President of the Senate and Speaker of the House of Representatives.

REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE
on House Amendments to Senate Bill 148
Report No. 001, April 28, 2023

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 148** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that S**enate Bill 148** (reference copy -- salmon) be amended with amendment SB0148.002.002.

For the Senate:	For the House:
Senator Lenz, Chair	Representative A. Regier
Senator O'Brien	Representative Etchart
Senator Manzella	Representative L. Smith

CONFERENCE COMMITTEE
on House Amendments to Senate Bill 149
Report No. 001, April 27, 2023

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 149** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that S**enate Bill 149** (reference copy -- salmon) be amended with amendment SB0149.002.005.

For the Senate:	For the House:
Senator Lenz, Chair	Representative Duram
Senator Olsen	Representative Sheldon-Galloway
Senator Manzella	Representative Howell

CONFERENCE COMMITTEE
on House Amendments to Senate Bill 221
Report No. 001, April 27, 2023

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 221** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that S**enate Bill 221** (reference copy -- salmon) be amended with amendment SB0221.001.001.

For the Senate:	For the House:
Senator Usher, Chair	Representative Loge
Senator Olsen	Representative Fern
Senator Manzella	Representative Dooling

FREE CONFERENCE COMMITTEE
on House Amendments to Senate Bill 245
Report No. 001, April 28, 2023

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered House amendments to **Senate Bill 245** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that S**enate Bill 245** (reference copy -- salmon) be amended with amendment SB0245.003.003.

For the Senate:

Senator Zolnikov, Chair
Senator Dunwell
Senator Bogner

For the House:

Representative Gist
Representative Buckley
Representative Galloway

FREE CONFERENCE COMMITTEE
on House Amendments to Senate Bill 407
Report No. 001, April 26, 2023

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered House amendments to **Senate Bill 407** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that S**enate Bill 407** (reference copy -- salmon) be amended with amendment SB0407.003.003.

For the Senate:

Senator Zolnikov, Chair
Senator Trebas
Senator Morigeau

For the House:

Representative Zolnikov
Representative Seekins-Crowe
Representative Buckley

CONFERENCE COMMITTEE
on House Amendments to Senate Bill 531
Report No. 001, April 27, 2023

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 531** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that S**enate Bill 531** (reference copy -- salmon) be amended with amendment SB0531.004.001.

For the Senate:

Senator Salomon, Chair
Senator Hayman
Senator Small

For the House:

Representative Buttrey
Representative Seekins-Crowe
Representative Sullivan

CONFERENCE COMMITTEE
on Senate Amendments to House Bill 16
Report No. 001, April 27, 2023

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered Senate amendments to **House Bill 16** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 16** (reference copy -- salmon) be amended with amendment HB0016.004.001.

For the Senate:

Senator Lenz, Chair
Senator Flowers
Senator Manzella

For the House:

Representative Carlson
Representative Deming
Representative Smith

CONFERENCE COMMITTEE
on Senate Amendments to House Bill 282
Report No. 001, April 27, 2023

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered Senate amendments to **House Bill 282** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 282** (reference copy -- salmon) be amended with amendment HB0282.003.002.

For the Senate:

Senator Small, Chair
Senator Gross
Senator Vermiere

For the House:

Representative Galloway
Representative Falk
Representative Bishop

CONFERENCE COMMITTEE
on Senate Amendments to House Bill 317
Report No. 001, April 28, 2023

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered Senate amendments to **House Bill 317** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 317** (reference copy -- salmon) be amended with amendment HB0317.003.001.

For the Senate:

Senator Small, Chair
Senator Webber
Senator McGillvray

For the House:

Representative Windy Boy
Representative Oblander
Representative Etchart

CONFERENCE COMMITTEE
on Senate Amendments to House Bill 338
Report No. 001, April 28, 2023

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered Senate amendments to **House Bill 338** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 338** (reference copy -- salmon) be amended with amendment HB0338.003.001.

For the Senate:

Senator Small, Chair
Senator O'Brien
Senator Salomon

For the House:

Representative Essman
Representative Reksten
Representative Windy Boy

FREE CONFERENCE COMMITTEE
on Senate Amendments to House Bill 359
Report No. 001, April 28, 2023

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered Senate amendments to **House Bill 359** (reference copy -- salmon) and recommend this FreeConference Committee report be adopted.

And, recommend that **House Bill 359** (reference copy -- salmon) be amended with amendment HB0359.004.001.

For the Senate:

Senator Usher, Chair
Senator Olsen
Senator Regier

For the House:

Representative Mitchell
Representative A. Regier
Representative Howell

CONFERENCE COMMITTEE
on Senate Amendments to House Bill 402
Report No. 001, April 28, 2023

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered Senate amendments to **House Bill 402** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 402** (reference copy -- salmon) be amended with amendment HB0402.002.002.

For the Senate:

Senator Fitzpatrick, Chair
Senator Morigeau
Senator McKamey

For the House:

Representative Brockman
Representative Bedey
Representative Stafman

CONFERENCE COMMITTEE
on Senate Amendments to House Bill 437
Report No. 001, April 28, 2023

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered Senate amendments to **House Bill 437** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 437** (reference copy -- salmon) be amended with amendment HB0437.002.001.

For the Senate:

Senator Mandeville, Chair
Senator Pope
Senator Trebas

For the House:

Representative Hawk
Representative Zolnikov
Representative Etchart

FREE CONFERENCE COMMITTEE
on Senate Amendments to House Bill 539
Report No. 001, April 26, 2023

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered Senate amendments to **House Bill 539** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **House Bill 539** (reference copy -- salmon) be amended with amendment HB0539.003.008.

For the Senate:

Senator Small, Chair
Senator Boldman
Senator Trebas

For the House:

Representative Zolnikov
Representative Marshall
Representative Harvey

CONFERENCE COMMITTEE
on Senate Amendments to House Bill 738
Report No. 001, April 27, 2023

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered Senate amendments to **House Bill 738** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 738** (reference copy -- salmon) be amended with amendment HB0738.002.001.

For the Senate:

Senator Lang, Chair
Senator Hinebauch
Senator Lynch

For the House:

Representative Fitzgerald
Representative Green
Representative Sullivan

CONFERENCE COMMITTEE
on Senate Amendments to House Bill 783
Report No. 001, April 27, 2023

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered Senate amendments to **House Bill 783** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 783** (reference copy -- salmon) be amended with amendment HB0783.003.001.

For the Senate:

Senator Small, Chair
Senator Friedel
Senator Morigeau

For the House:

Representative Harvey
Representative Buttrey
Representative Nave

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Free Conference Committee Report No. 001 adopted: 04/30/2023

HB 260, introduced by M. Regier

Governor's amendments to House Bills not concurred: 04/27/2023

HB 635, introduced by J. Kassmier

SPECIAL ORDERS OF THE DAY

Senator Small introduced Hayley Torgerson, the single Page for the week. Hayley served as a Page earlier in the session. She is from Helena, Montana, and is sponsored by Senators Ellis and Dunwell.

MOTIONS

Senator Gross moved that **HB 742** be taken from the Judiciary Committee and brought before the Committee of the Whole this date. Motion **carried** as follows:

Yeas: Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Friedel, Gillespie, Gross, Kelker, Lang, Lynch, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Trebas, Vermeire, Webber, Welborn, Zolnikov.
Total 31

Nays: Bartel, Beard, Brown, Emrich, Fitzpatrick, Fuller, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, Noland, Regier K, Tempel, Usher, Vance.
Total 18

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 285, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar,

Mr. President, Noland, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Small, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

SB 334, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

SB 442, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Molnar.
Total 1

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

SB 522, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Lenz.
Total 1

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

SB 561, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

HB 185, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 43

Nays: Esp, Fuller, Hinebauch, Manzella, Molnar, Regier K.
Total 6

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

HB 576, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HJ 28** from the Public Health, Welfare and Safety Committee to the State Administration Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved the Senate **suspend Senate rules 40-40 and 50-190** to allow bills heard on second reading to continue to third reading this day. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

Senator Hertz moved the Senate **suspend Senate rule 50-90** to allow the Senate to reconsider action beyond the deadline for reconsideration. Motion requires a 3/5 vote. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Lang, Lenz, Lynch, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber.
Total 42

Nays: Emrich, Kelker, Mandeville, Molnar, Tempel, Welborn, Zolnikov.
Total 7

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

Senator Hertz moved the Senate reconsider its action on **HB 397**, and that **HB 397** be placed on third reading this date. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch,

Manzella, McClafferty, McGillvray, McKamey, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Mr. President.
Total 42

Nays: Beard, Emrich, Mandeville, Molnar, Tempel, Welborn, Zolnikov.
Total 7

Voted absentee: None.

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

SPECIAL ORDERS OF THE DAY

Senator Lang, who is serving his final Senate term, made his farewell remarks to the Senate.

Senator Small, who is serving his final Senate term, made his farewell remarks to the Senate.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HJ 18 - Senator Brown moved **HJ 18** be concurred in. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 47

Nays: Fuller, Regier K.
Total 2

Voted absentee: None.
Total 0

Excused: Webber.
Total 1

Absent or not voting: None.
Total 0

SB 529 - Majority Leader Fitzpatrick moved consideration of **SB 529** be placed at the top of the board. Without objection, so ordered.

SB 507 - Majority Leader Fitzpatrick moved consideration of **SB 507** be placed at the top of the board. Without objection, so ordered.

SB 481 - Majority Leader Fitzpatrick moved consideration of **SB 481** be placed at the top of the board. Without objection, so ordered.

SB 95 - Majority Leader Fitzpatrick moved consideration of **SB 95** be placed at the top of the board. Without objection, so ordered.

SB 529 - **House Amendments** - Senator Hertz moved do not concur in House amendments to **SB 529**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Dunwell, Ellis, O'Brien, Olsen.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 507 - **House Amendments** - Senator Zolnikov moved do not concur in House amendments to **SB 507**. Motion **failed** as follows:

Yeas: Bartel, Beard, Emrich, Fitzpatrick, Friedel, Fuller, Gillespie, Gross, Hertz, Kelker, Lang, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Noland, Small, Trebas, Usher, Vance, Zolnikov.
Total 22

Nays: Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Glimm, Hayman, Hinebauch, Lenz, Lynch, Manzella, McGillvray, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Tempel, Vermeire, Webber, Welborn.
Total 28

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 481 - **House Amendments** - Senator Glimm moved do not concur in House amendments to **SB 481**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 95 - **House Amendments** - Senator Usher moved do not concur in House amendments to **SB 95**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Dunwell.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senator Bogner assumed the chair.

HB 402 – Conference Committee Report 001 - Senator Manzella moved do not concur in the Conference Committee report to **HB 402**. Senator Esp clarified the motion should be to Do Not Adopt.

Majority Leader Fitzpatrick moved a substitute motion to Do Adopt the conference committee report to **HB 402**. Motion carried as follows:

Yeas: Beard, Bogner, Cuffe, Curdy, Dunwell, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Kelker, Lang, Lenz, Lynch, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 34

Nays: Bartel, Boldman, Brown, Ellis, Emrich, Glimm, Hertz, Hinebauch, Mandeville, Manzella, Noland, O'Brien, Olsen, Pope, Regier K, Usher.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise, report progress, and beg leave to sit again.** Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Hinebauch, Manzella.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Majority Leader Fitzpatrick moved the President be authorized to appoint a Conference Committee, and request the House appoint a like committee, to confer on House amendments to **SB 95**. Without objection, so ordered. President Ellsworth appointed Senator Usher, chair, and Senators Esp and Gross.

Majority Leader Fitzpatrick moved the President be authorized to appoint a Free Conference Committee, and request the House appoint a like committee, to confer on House amendments to **SB 481**. Without objection, so ordered. President Ellsworth appointed Senator Glimm, chair, and Senators Manzella and Gross.

Majority Leader Fitzpatrick moved the President be authorized to appoint a Free Conference Committee, and request the House appoint a like committee, to confer on House amendments to **SB 529**. Without objection, so ordered. President Ellsworth appointed Senator Hertz, chair, and Senators Zolnikov and Morigeau.

Majority Leader Fitzpatrick moved the Senate accede to the request of the House and authorize the President to appoint a Free Conference Committee to confer on Senate amendments to **HB 226**. Without objection, so ordered. President Ellsworth appointed Senator McGillvray, chair, and Senators McKamey and Morigeau.

Majority Leader Fitzpatrick moved the Senate accede to the request of the House and authorize the President to appoint a Free Conference Committee to confer on Senate amendments to **HB 816**. Without objection, so ordered. President Ellsworth appointed Senator Esp, chair, and Senators Glimm and Boldman.

Majority Leader Fitzpatrick moved the Senate accede to the request of the House and authorize the President to appoint a Free Conference Committee to confer on Senate amendments to **HB 819**. Without objection, so ordered. President Ellsworth appointed Senator Fitzpatrick, chair, and Senators Small and Curdy.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 437 - Majority Leader Fitzpatrick moved consideration of **HB 437** be moved to the bottom of the board. Without objection, so ordered.

HB 738 - Conference Committee Report 001 - Senator Welborn moved the Conference Committee report to **HB 738** be adopted. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 221 - Conference Committee Report 001 - Senator Usher moved the Conference Committee report to **SB 221** be adopted. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 148 – Conference Committee Report 001 - Senator Lenz moved the Conference Committee report to **SB 148** be adopted. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Morigeau.
Total 1

Absent or not voting: None.
Total 0

SB 247 - Conference Committee Report 001 - Majority Leader Fitzpatrick moved the Conference Committee report to **SB 247** be adopted. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 424 - Conference Committee Report 001 - Senator Mandeville moved the Conference Committee report to **SB 424** be adopted. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray,

McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 36

Nays: Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 531 - Conference Committee Report 001 - Senator Salomon moved the Conference Committee report to **SB 531** be adopted. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 539 - Free Conference Committee Report 001 - Senator Small moved the Free Conference Committee report to **HB 539** be adopted. Motion carried as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Kelker, Lynch, Mandeville, McClafferty, McKamey, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 36

Nays: Bogner, Emrich, Esp, Hayman, Hinebauch, Lang, Lenz, Manzella, McGillvray, Molnar, Olsen, Sales, Tempel, Welborn.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 245 - Free Conference Committee Report 001 - Senator Zolnikov moved the Free Conference Committee report to **SB 245** be adopted. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Small, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 45

Nays: Hayman, Molnar, Salomon, Tempel, Welborn.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 458 - **Governor's Amendments** - Senator McClafferty moved do concur in Governor's amendments to **HB 458**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Hayman, Olsen.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 596 - **Governor's Amendments** - Senator Noland moved do concur in Governor's amendments to **HB 596**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 104 - **House Amendments** - Senator Fuller moved do concur in House amendments to **SB 104**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 506 - **House Amendments** - Senator Hertz moved do concur in House amendments to **SB 506**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 510 - **House Amendments** - Majority Leader Fitzpatrick moved do concur in House amendments to **SB 510**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 528 - **House Amendments** - Senator Hertz moved do concur in House amendments to **SB 528**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: McClafferty, Molnar, Pope.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 536 - **House Amendments** - Senator Hertz moved do concur in House amendments to **SB 536**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn.
Total 33

Nays: Boldman, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber, Zolnikov.
Total 17

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 530 - **House Amendments** - Senator Hertz moved do concur in House amendments to **SB 530**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Olsen.
Total 1

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

SB 550 - **House Amendments** - Senator Hertz moved do concur in House amendments to **SB 550**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

HB 437 - Conference Committee Report 001 - Senator Noland moved the Conference Committee report to **HB 437** be adopted. Motion carried as follows:

Yeas: Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hertz, Hinebauch, Kelker, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 39

Nays: Bartel, Beard, Emrich, Glimm, Lang, Molnar, Mr. President, Regier K, Tempel, Welborn.
Total 10

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

HB 742 - Senator Gross moved **HB 742** be concurred in. Motion carried as follows:

Yeas: Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lang, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Welborn, Zolnikov.
Total 28

Nays: Bartel, Beard, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, Noland, Regier K, Usher, Vance, Mr. President.
Total 21

Voted absentee: Hayman, Morigeau, Aye.

Excused: Hayman, Morigeau, Webber.
Total 3

Absent or not voting: None.
Total 0

SB 507 – **House Amendments** - A previous second reading motion this date was not disposed of by a positive vote as required by Senate rules.

Senator Zolnikov moved do concur in House amendments to **SB 507**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Molnar.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Manzella.
Total 1

Voted absentee: None.
Total 0

Excused: Hayman, Morigeau.
Total 2

Absent or not voting: None.
Total 0

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate stand in recess until 5:15 p.m., this date.
Without objection so ordered. Senate recessed at 3:20 p.m.

Senate reconvened at 5:21 p.m., President Ellsworth presiding.

MOTIONS

Majority Leader Fitzpatrick moved to re-refer **HJ 27** from the Agriculture, Livestock, and Irrigation Committee to the Business, Labor, and Economic Affairs Committee. Without objection, so ordered.

Majority Leader Fitzpatrick moved that **HJ 33** be re-referred from the Public Health, Welfare and Safety Committee to the Judiciary Committee. Senator Flowers objected. Vote went to the board. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 31

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Lynch, Manzella, McClafferty, Morigeau, O'Brien, Olsen, Pope, Salomon, Tempel, Webber, Welborn.
Total 18

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

HJ 18, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Morigeau, Regier K.
Total 2

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

HB 402, **not concurred in** as follows:

Yeas: Beard, Bogner, Cuffe, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Hertz, Lang, Lenz, Mandeville, McGillvray, McKamey, Molnar, Mr. President, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Zolnikov.
Total 24

Nays: Bartel, Boldman, Brown, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Glimm, Gross, Hinebauch, Kelker, Lynch, Manzella, McClafferty, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Usher, Webber, Welborn.
Total 25

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

HB 437, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Beard, Glimm, Molnar.
Total 3

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

HB 738, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

SB 221 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

SB 148 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

SB 247 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

SB 424 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 33

Nays: Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Salomon, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

SB 531 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Molnar.
Total 1

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

HB 539, concurred in as follows:

Yeas: Bartel, Beard, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Kelker, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 39

Nays: Bogner, Emrich, Esp, Hinebauch, Lang, Lenz, Manzella, McGillvray, Sales, Tempel.
Total 10

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

SB 245 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

HB 458, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Hinebauch, Manzella, Regier K.
Total 3

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

HB 596, concurred in as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Beard, Molnar.
Total 2

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

SB 104, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Ellis, Salomon.
Total 2

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

SB 506, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,
Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

SB 507, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

SB 510, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Molnar.
Total 1

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

SB 528, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Molnar.
Total 1

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

SB 536, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn.
Total 32

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber, Zolnikov.
Total 17

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

SB 530, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Kelker, Lynch, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

SB 550, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Dunwell, Olsen.
Total 2

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

HB 742, concurred in as follows:

Yeas: Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gillespie, Gross, Kelker, Lang, Lynch, McClafferty, McKamey, Molnar, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vermeire, Webber, Welborn, Zolnikov.
Total 29

Nays: Bartel, Beard, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Glimm, Hertz, Hinebauch, Lenz, Mandeville, Manzella, McGillvray, Mr. President, Noland, Regier K, Usher, Vance.
Total 20

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

HB 397, concurred in as follows:

Yeas: Bartel, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Fuller, Gillespie, Glimm, Gross, Hertz, Kelker, Lang, Lenz, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Trebas, Usher, Vance, Vermeire, Webber.
Total 37

Nays: Beard, Bogner, Emrich, Friedel, Hinebauch, Lynch, Mandeville, Molnar, Small, Tempel, Welborn, Zolnikov.
Total 12

Voted absentee: None.
Total 0

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

HB 8, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 47

Nays: Molnar, Small.
Total 2

Voted absentee: None.

Excused: Hayman.
Total 1

Absent or not voting: None.
Total 0

REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE
on House Amendments to Senate Bill 351
Report No. 001, May 1, 2023

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 351**, (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **Senate Bill 351** (reference copy -- salmon) be amended with amendment SB0351.003.004.

For the Senate:

Senator Zolnikov, Chair
Senator Olsen
Senator Bogner

For the House:

Representative K. Zolnikov
Representative C. Hinkle
Representative Sullivan

CONFERENCE COMMITTEE
on Senate Amendments to House Bill 10
Report No. 001, May 1, 2023

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered Senate amendments to **House Bill 10**, (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 10** (reference copy -- salmon) be amended with amendment HB0010.003.002.

For the Senate:
Senator Esp, Chair
Senator McGillvray
Senator O'Brien

For the House:
Representative Hopkins
Representative Fitzpatrick
Representative Tuss

CONFERENCE COMMITTEE
on Senate Amendments to House Bill 446
Report No. 001, April 28, 2023

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered Senate amendments to **House Bill 446**, (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 446** (reference copy -- salmon) be amended with amendment HB0446.002.001.

For the Senate:

Senator Regier, Chair
Senator Usher
Senator McClafferty

For the House:

Representative Sheldon-Galloway
Representative Carlson
Representative Sullivan

FREE CONFERENCE COMMITTEE
on Senate Amendments to House Bill 229
Report No. 001, May 1, 2023

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered Senate amendments to **House Bill 229**, (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **House Bill 229** (reference copy -- salmon) be amended with amendment HB0229.003.002.

For the Senate:	For the House:
President Ellsworth, Chair	Representative Gunderson
Senator Pope	Representative Sullivan
Senator Friedel	Representative Hopkins

MESSAGES FROM THE GOVERNOR

May 1, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59620

The Honorable Matt Regier
Speaker of the House
State Capitol
Helena, MT 59620

Dear President Ellsworth and Speaker Regier:

Like you and members of the Legislature, I recognize the importance of providing parents, guardians, or other individuals who are the subject of a child abuse and neglect case with the information needed to protect their legal rights during a child protective services (CPS) investigation.

I appreciate the Legislature's work to promote transparency and parental rights during child abuse and neglect cases. However, Senate Bill 181 can be improved to ensure the protection of vulnerable children and the ability of Montana Department of Public Health and Human Services (DPHHS) Child and Family Services Division (CFSD) staff, who are required under state and federal law to investigate reports of child abuse and neglect, to conduct timely and thorough investigations, while promoting transparency and parental rights.

Therefore, in accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby **return with amendments Senate Bill 181**: "AN ACT

PROVIDING FOR THE PROVISION OF CERTAIN INFORMATION TO A PARENT, GUARDIAN, OR OTHER PERSON HAVING PHYSICAL OR LEGAL CUSTODY OF A CHILD WHO IS THE SUBJECT OF A CHILD ABUSE OR NEGLECT INVESTIGATION."

As approved by the Legislature, Senate Bill 181 shifts the focus of CPS investigations away from children's best interests in favor of the rights of parents who are the subject of an abuse or neglect investigation. Under Senate Bill 181, the prioritization of parental interests over a child's could delay and hinders CFSD's ability to fulfill its mandate to protect abused or neglected children when dangerous circumstances exist.

Specifically, Senate Bill 181 prevents DPHHS staff from properly investigating and providing for the safety of children in their home following an allegation of abuse and neglect. The legislation hinders DPHHS investigators as they engage with a parent, who is the subject of a child abuse and neglect case, to protect and ensure the safety of the child. Further, Senate Bill 181 fails to prohibit actions that could be used to abuse, terrify, intimidate, threaten, harass, injure, or endanger DPHHS employees when a child is removed from the parental home.

While I share the Legislature's goal of promoting transparency and parental rights during DPS investigations, it is critical that the best interests of vulnerable children in Montana are not undermined and CFSD staff are not obstructed while protecting children who have been or are at substantial risk of abuse, neglect, or abandonment.

Therefore, I offer an amendment that strengthens the bill by ensuring the safety and well-being of Montana's children and safeguarding the ability of DPHHS staff to properly fulfill their duties, while also promoting parental engagement and full notice of their legal rights during a CPS investigation.

Senate Bill 181 can be improved with vulnerable Montana children in mind, and I respectfully ask for your support of this amendment.

Sincerely,

Greg Gianforte
Governor

Enclosure: Amendment SB0181.003.001.

May 1, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59620

The Honorable Matt Regier
Speaker of the House
State Capitol
Helena, MT 59620

Dear President Ellsworth and Speaker Regier:

Like you and members of the Legislature, I understand the need to provide stable and predictable procedures in dependent and neglect ("DN") cases that do not result in unnecessary or inordinate delays in the placement of children or reunification of families.

While I appreciate the intent of Senate Bill 184 to expedite DN cases by limiting a court's ability to transfer venue and grant continuances, these provisions unduly limit a court's ability to appropriately manage DN cases in the best interest of the children and parents involved.

Therefore, in accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, **I hereby return with amendments Senate Bill 184**: "AN ACT REVISING PROCEDURAL REQUIREMENTS IN CHILD ABUSE AND NEGLECT PROCEEDINGS; PROHIBITING TRANSFER OF VENUE OUTSIDE OF THE COUNTY IN WHICH AN ABUSE AND NEGLECT PETITION WAS FILED; PROVIDING EXCEPTIONS TO THE PROHIBITION ON TRANSFERS OF VENUE; PROHIBITING CONTINUANCES OF HEARINGS UNLESS EXIGENT CIRCUMSTANCES EXIST; DEFINING 'EXIGENT CIRCUMSTANCES'; AND AMENDING SECTIONS 41-3-103 AND 41-3-434, MCA."

First, Senate Bill 184 prohibits a court from transferring venue outside of the county in which the petition is filed unless venue is being transferred to a tribal court or treatment court. It is not uncommon for a party involved in a DN case to move to another county for any number of legitimate reasons, including employment, housing, or treatment opportunities. Prohibiting venue transfer in these circumstances could not only limit the ability of a parent, child, or other necessary party to meaningfully participate in the proceedings, but it may also hinder reunification efforts or a child's permanent placement. The better course is to allow the original court to weigh and consider all of the circumstances—including the state of the proceedings, the location of witnesses, the child's needs, a parent's treatment progress, and the ability of parties to participate—to determine if a change in venue will best serve the interests of the child and the implementation of any reunification or permanent placement plans.

Therefore, I offer an amendment that authorizes a court to deny a motion to change venue if good cause exists or if transferring venue will result in delaying a child's permanency.

Second, Senate Bill 184 prohibits a court from continuing a hearing unless a narrow set of exigent circumstances exists. DN cases are complex and involve many people. If a parent cannot be located, constitutional due process rights may require a continuance outside of the narrow exigent circumstances prescribed by the bill. Critical witnesses may not be available at the time of an originally-scheduled hearing. A parent may need additional time to complete a treatment component due to circumstances beyond their control. Senate Bill 184, even takes away the right of the parties themselves to agree to a continuance.

Recognizing the unique complexity of DN cases and the importance of parental rights, the amendment I offer appropriately allows a court to grant a continuance if good cause exists, as defined in the amendment, including consideration of a parent's constitutional rights.

To ensure courts in DN cases can take into account relevant facts when presented with a request for transfer of venue or a continuance, and to ensure courts can make a reasoned decision that protects the constitutional rights of parents while promoting the best interests of the child, I respectfully ask for your support of these amendments.

Sincerely,

Greg Gianforte
Governor

Enclosure: Amendment SB0184.002.001.

May 1, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59620

The Honorable Matt Regier
Speaker of the House
State Capitol
Helena, MT 59620

Dear President Ellsworth and Speaker Regier:

I support the Legislature's interest in broadening the scope of the post-election audits to include audits in counties that only hand count votes. Senate Bill 254 pursues this intention but fails to remove all references to the vote-tabulating machine limitation.

Therefore, in accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby **return with amendments Senate Bill 254**: "AN ACT REMOVING AN EXEMPTION FROM A POSTELECTION AUDIT FOR COUNTIES THAT TABULATE THEIR VOTES BY HAND; PROVIDING RULEMAKING AUTHORITY; AMENDING SECTION 13-17-503, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

The attached language further amends MCA 13-17-503, --which is entitled "**Random-sample audit of vote-counting machines required—rulemaking authority**" and currently directs that "the county audit committee shall conduct a random-sample audit of vote-counting machines"—to remove both references to vote-counting machines and instead, more broadly direct that "the county audit committee shall conduct a random-sample audit."

I respectfully request your concurrence with this amendment.

Sincerely,

Greg Gianforte
Governor

Enclosure: Amendment SB0254.002.001.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate joint resolution concurred in and returned to the Senate: 05/01/2023

SJ 19, introduced by K. Bogner

HB 226 - The House failed to concur in Senate amendments to **HB 226**, authorized the Speaker to appoint the following Free Conference Committee, and requested that the Senate appoint a like committee to confer on Senate amendments to **HB 226**: The Speaker appointed:
05/01/2023

Representative Moore
Representative Jones
Representative Harvey

HB 816 - The House failed to concur in Senate amendments to **HB 816**, authorized the Speaker to appoint the following Free Conference Committee, and requested that the Senate appoint a like committee to confer on Senate amendments to **HB 816**: The Speaker appointed:
05/01/2023

Representative Kassmier
Representative Keenan
Representative Abbott

HB 819- The House failed to concur in Senate amendments to **HB 819**, authorized the Speaker to appoint the following Free Conference Committee, and requested that the Senate appoint a like committee to confer on Senate amendments to **HB 819**: The Speaker appointed:
05/01/2023

Representative Green
Representative Vinton
Representative Buckley

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by the committee chairs.

Majority Leader Fitzpatrick moved the Senate adjourn until 11:00 a.m., 05/02/2023, the 87th legislative day. Motion carried.

Senate adjourned at 5:43 p.m.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
EIGHTY-SEVENTH LEGISLATIVE DAY

Helena, Montana — Senate Chambers
May 02, 2023 — State Capitol

Senate convened at 11:00 a.m. President Ellsworth presiding. Invocation by Pastor Bostrom. Pledge of Allegiance to the Flag.

Roll Call. Forty-seven members present. Senators Cuffe, Molnar and Webber, excused. Quorum present.

BILLS AND JOURNALS (Lang, Chair)

Correctly printed: **HB 17, HB 18, HB 20, HB 21, HB 22, HB 24, HB 25, HB 26, HB 27, HB 30, HB 32, HB 33, HB 34, HB 35, HB 41**.
Examined by the sponsor and found to be correct: **SB 47, SB 123, SB 209, SB 374, SB 382, SB 442, SB 443, SB 458, SB 498, SB 540, SB 557, SB 558, SB 564**.
Transmitted to the House: **HB 8, HB 397, HB 742, HJ 18**.
Correctly enrolled: **SB 47, SB 123, SB 209, SB 374, SB 382, SB 442, SB 443, SB 458, SB 540, SB 557, SB 558, SB 564**.
Signed by the Secretary of the Senate at 10:45 a.m., May 2, 2023: **SB 442**.
Signed by the President of the Senate at 12:25 p.m., May 2, 2023: **SB 442**.
Signed by the Speaker of the House at 1:00 p.m., 5/2/2023: **SB 442**.
Delivered to the Governor at 2:30 p.m., 5/2/2023: **SB 442**.

REPORTS OF STANDING COMMITTEES

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Small, Chair) 05/02/2023
HJ 27, be concurred in.
HJ 41, be concurred in.

EDUCATION AND CULTURAL RESOURCES (Salomon, Chair) 05/01/2023
HJ 20, be concurred in.
HJ 25, be concurred in.

LOCAL GOVERNMENT (Friedel, Chair) 05/01/2023
HJ 21, be concurred in.
HJ 22, be concurred in.
HJ 34, be concurred in.
HJ 35, be concurred in.

NATURAL RESOURCES (Welborn, Chair) 05/01/2023
HJ 32, be concurred in.

REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE
on House Amendment/s to Senate Bill 95
Report No. 001, May 02, 2023

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Bill 95** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **Senate Bill 95** (reference copy -- salmon) be amended with SB0095.003.004.

For the Senate:

Senator Usher, Chair
Senator Gross
Senator Esp

For the House:

Representative A. Regier
Representative Rusk
Representative Howell

FREE CONFERENCE COMMITTEE
on House Amendment/s to Senate Bill 421
Report No. 001, May 01, 2023

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered House amendments to **Senate Bill 421** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 421** (reference copy -- salmon) be amended with SB0421.003.001.

For the Senate:

Senator Friedel, Chair
Senator Fox
Senator Glimm

For the House:

Representative K. Zolnikov
Representative Etchart
Representative Baum

FREE CONFERENCE COMMITTEE
on House Amendment/s to Senate Bill 481
Report No. 001, May 02, 2023

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered House amendments to **Senate Bill 481** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 481** (reference copy -- salmon) be amended with SB0481.004.002.

For the Senate:

Senator Glimm, Chair
Senator Gross
Senator Manzella

For the House:

Representative Kortum
Representative Phalen
Representative Hellegaard

FREE CONFERENCE COMMITTEE
on Senate Amendments to House Bill 816
Report No. 001, May 01, 2023

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered Senate amendments to **House Bill 816** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **House Bill 816** (reference copy -- salmon) be amended with HB0816.003.007.

For the Senate:

Senator Esp, Chair
Senator Boldman
Senator Glimm

For the House:

Representative Keenan
Representative Kassmier
Representative Abbott

FREE CONFERENCE COMMITTEE
on Senate Amendments to House Bill 819
Report No. 001, May 01, 2023

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered Senate amendments to **House Bill 819** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **House Bill 819** (reference copy -- salmon) be amended with HB0819.004.002.

For the Senate:

Senator Fitzpatrick, Chair
Senator Curdy
Senator Small

For the House:

Representative Vinton
Representative Green
Representative Buckley

CONFERENCE COMMITTEE
on Senate Amendments to House Bill 941
Report No. 001, May 01, 2023

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered Senate amendments to **House Bill 941** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **House Bill 941** (reference copy -- salmon) be amended with HB0941.004.001.

For the Senate:	For the House:
Senator McGillvray, Chair	Representative Frazer
Senator Fox	Representative Walsh
Senator Usher	Representative Kortum

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Conference Committee Report No. 001 adopted by the House: 05/02/2023

SB 116, introduced by D. Lenz
SB 247, introduced by S. Fitzpatrick
SB 424, introduced by F. Mandeville

SPECIAL ORDERS OF THE DAY

President Pro Tempore Bogner presented a print of the Montana Capitol to President Ellsworth in thanks for his leadership and service this session.

Senator Gross, who is serving her final term in the Senate, made her farewell remarks to the Senate.

Senator Welborn, who is serving his final term in the Senate, made his farewell remarks to the Senate.

SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Mandeville in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 96 - **House Amendments** - Senator Usher moved do concur in House amendments to **SB 96**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Boldman, Gross, Olsen.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 265 - **House Amendments** - Senator Noland moved do concur in House amendments to **SB 265**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Boldman.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 94 - **House Amendments** - Senator Usher moved do concur in House amendments to **SB 94**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Emrich.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 229 - **House Amendments** - Senator Usher moved do concur in House amendments to **SB 229**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 36

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 11 - **House Amendments** - Senator Usher moved do concur in House amendments to **SB 11**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 182 - **House Amendments** - Senator Lenz moved do concur in House amendments to **SB 182**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 352 - **House Amendments** - Senator Lenz moved do concur in House amendments to **SB 352**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 294 - **House Amendments** - Senator Usher moved do concur in House amendments to **SB 294**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 296 - **House Amendments** - Senator Beard moved do concur in House amendments to **SB 296**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Friedel, Gillespie, Hertz, Kelker, Lang, Mandeville, Manzella, McKamey, Mr. President, Noland, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 27

Nays: Boldman, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Fuller, Glimm, Gross, Hayman, Hinebauch, Lenz, Lynch, McClafferty, McGillvray, Molnar, Morigeau, O'Brien, Olsen, Webber.
Total 23

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 518 - **House Amendments** - Senator Manzella moved do concur in House amendments to **SB 518**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 16 - **Conference Committee Report 001** - Senator Manzella moved the Conference Committee report to **HB 16** be adopted. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 282 - Conference Committee Report 001 - Senator Small moved the Conference Committee report to **HB 282** be adopted. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 317 - **Conference Committee Report 001** - Senator Small moved the Conference Committee report to **HB 317** be adopted. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lang, Lenz, Lynch, Mandeville, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 39

Nays: Emrich, Fitzpatrick, Fuller, Glimm, Hinebauch, Manzella, McGillvray, Noland, Regier K, Tempel, Usher.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 338 - **Conference Committee Report 001** - Senator O'Brien moved the Conference Committee report to **HB 338** be adopted. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Emrich, Tempel.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 783 - **Conference Committee Report 001** - Senator Curdy moved the Conference Committee report to **HB 783** be adopted. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 47

Nays: Brown, Lang, Lenz.
Total 3

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 116 - **Conference Committee Report 001** - Senator Lenz moved the Conference Committee report to **SB 116** be adopted. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 149 - **Conference Committee Report 001** - Senator Lenz moved the Conference Committee report to **SB 149** be adopted. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and beg leave to sit again.** Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

REPORTS OF STANDING COMMITTEES

JUDICIARY (Regier, Chair) 05/02/2023
HJ 17, be concurred in.
HJ 24, be concurred in.
HJ 26, be concurred in.
HJ 30, be concurred in.
HJ 33, be concurred in.

COMMITTEE ON COMMITTEES (McGillvray, Chair) 05/02/2023
Legislative Audit Committee Appointments
Legislative Council Committee Appointments
Legislative Finance Committee Appointments

REPORTS OF SELECT COMMITTEES

FREE CONFERENCE COMMITTEE
on House Amendments to Senate Bill 529
Report No. 001, May 02, 2023

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered House amendments to **Senate Bill 529** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **Senate Bill 529** (reference copy -- salmon) be amended with SB0529.004.001.

For the Senate:

Senator Hertz, Chair
Senator Zolnikov
Senator Morigeau

For the House:

Representative Ler
Representative R. Knudsen
Representative Romano

Majority Leader Fitzpatrick moved the Senate stand in recess until 1:45 p.m., this date.
Without objection so ordered. Senate recessed at 12:21 p.m.

Senate reconvened at 1:48 p.m., President Ellsworth presiding.

REPORTS OF SELECT COMMITTEES

FREE CONFERENCE COMMITTEE
on Senate Amendments to House Bill 226
Report No. 001, May 02, 2023

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered Senate amendments to **House Bill 226** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

And, recommend that **House Bill 226** (reference copy -- salmon) be amended with HB0226.003.003.

For the Senate:

Senator McGillvray, Chair
Senator McKamey
Senator Morigeau

For the House:

Representative Moore
Representative Jones
Representative Harvey

MESSAGES FROM THE GOVERNOR

May 2, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59601

Dear President Ellsworth:

On Monday, May 1, 2023, I signed the following bills:

Senate Bill 8 - O'Brien
Senate Bill 23 - Trebas
Senate Bill 42 - Hinebauch
Senate Bill 55 - Hinebauch
Senate Bill 61 - Ellis
Senate Bill 63 - Zolnikov
Senate Bill 64 - Zolnikov
Senate Bill 65 - Zolnikov
Senate Bill 68 - Usher
Senate Bill 76 - McClafferty
Senate Bill 84 - Brown
Senate Bill 88 - Curdy
Senate Bill 105 - Fitzpatrick
Senate Bill 106 - Fitzpatrick
Senate Bill 107 - Fitzpatrick
Senate Bill 112 - McGillvray
Senate Bill 113 - Lenz
Senate Bill 115 - Lenz
Senate Bill 117 - Vance
Senate Bill 128 - Ellsworth
Senate Bill 130 - Mandeville
Senate Bill 131 - Mandeville
Senate Bill 138 - Fitzpatrick
Senate Bill 142 - Regier
Senate Bill 152 - Mandeville
Senate Bill 158 - Ellsworth
Senate Bill 162 - Lenz
Senate Bill 163 - Lenz
Senate Bill 396 - Bogner
Senate Bill 414 - Ellsworth

The bills have been delivered to the Secretary of State's Office.

Sincerely,

Greg Gianforte
Governor

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

HB 539 - The House failed to concur in Senate amendments to **HB 539** and authorized the Speaker to appoint the following Free Conference Committee, and requested the Senate appoint a like committee to confer on Senate amendments to **HB 539**. The Speaker appointed:

05/02/2023

Representatives Zolnikov, Marshall and Harvey.

HB 946 - The House failed to concur in Senate amendments to **HB 946**, authorized the Speaker to appoint the following Conference Committee, and requested that the Senate appoint a like committee to confer on Senate amendments to **HB 946**. The Speaker appointed:

05/02/2023

Representatives Bedey, Keogh, and Jones.

MOTIONS

Majority Leader Fitzpatrick moved the Senate accede to the request of the House and authorize the President to appoint a Conference Committee to confer on Senate amendments to **HB 946**. Without objection, so ordered. President Ellsworth appointed Senator Salomon, chair, and Senators Bogner and Morigeau.

Senator Usher moved the Senate **suspend Senate rules 40-40 and 50-190** to allow bills heard on second reading to continue to third reading this day. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 48

Nays: Beard, Salomon.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senator Pope moved that **HB 649** be taken from the Finance and Claims Committee and brought before the Committee of the Whole this date. Motion **failed** as follows:

Yeas: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Webber, Zolnikov.
Total 21

Nays: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Noland, Regier K, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn.
Total 29

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SECOND READING OF BILLS

(COMMITTEE OF THE WHOLE)

Majority Leader Fitzpatrick moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. President Ellsworth in the chair.

We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 359 - Free Conference Committee Report 001 - Senator Regier moved the Free Conference Committee report to **HB 359** be adopted. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 30

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Webber, Welborn.
Total 20

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 407 - Free Conference Committee Report 001 - Senator Morigeau moved the Free Conference Committee report to **SB 407** be adopted. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Esp, Lynch, Mandeville, Molnar, Tempel.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 10 - Conference Committee Report 001 - Senator Lang moved the Conference Committee report to **HB 10** be adopted. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 229 - Free Conference Committee Report 001 - Senator Curdy moved the Free Conference Committee report to **HB 229** be adopted. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lang, Lynch, Mandeville, Manzella, McClafferty,

McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Zolnikov.
Total 38

Nays: Emrich, Esp, Fuller, Glimm, Hertz, Hinebauch, Lenz, McGillvray, Molnar, Noland, Usher, Welborn.
Total 12

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 635 - **Governor's Amendments** - Senator Brown moved do **not** concur in Governor's amendments to **HB 635**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Morigeau, Mr. President, Noland, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 46

Nays: Boldman, McClafferty, Molnar, O'Brien.
Total 4

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 184 - **Governor's Amendments** - Senator Lenz moved do concur in Governor's amendments to **SB 184**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 254 - **Governor's Amendments** - Senator Bogner moved do concur in Governor's amendments to **SB 254**. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Molnar.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 351 - Free Conference Committee Report 001 - Senator Zolnikov moved the Free Conference Committee report to **SB 351** be adopted. Motion carried as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved that the Senate stand in recess until 2:45 p.m., this date. Without objection so ordered. Senate recessed at 2:26 p.m.

Senate reconvened at 2:46 p.m., President Ellsworth presiding.

HB 819 - Free Conference Committee Report 001 - Senator Small moved the Free Conference Committee report to **HB 819** be adopted. Motion carried as follows:

Yeas: Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, McGillvray, McKamey, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Zolnikov.
Total 28

Nays: Bartel, Beard, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, Manzella, McClafferty, Molnar, Morigeau, O'Brien, Olsen, Pope, Usher, Webber, Welborn.
Total 22

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Majority Leader Fitzpatrick moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Ellsworth presiding.

Majority Leader Fitzpatrick moved the Committee of the Whole report be adopted. Report **adopted** as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 39

Nays: Boldman, Curdy, Dunwell, Ellis, Gross, Hayman, McClafferty, Morigeau, Olsen, Pope, Webber.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

THIRD READING OF BILLS

SB 96, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Dunwell, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov, Mr. President.
Total 36

Nays: Boldman, Curdy, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 265, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov, Mr. President.
Total 41

Nays: Boldman, Ellis, Flowers, Gross, Hayman, Lynch, Olsen, Pope, Webber.
Total 9

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 94, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Cuffe, Curdy, Dunwell, Ellis, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 48

Nays: Brown, Emrich.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 229, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov, Mr. President.
Total 40

Nays: Dunwell, Ellis, Flowers, Fox, Gross, Hayman, McClafferty, Olsen, Pope, Webber.
Total 10

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 11, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau,

Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 49

Nays: Boldman.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 182, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 352, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 294, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 50

Nays: None.
Total 0

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 296, **as amended by the House**, passed as follows:

Yeas: Beard, Bogner, Boldman, Cuffe, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Hertz, Kelker, Lang, Mandeville, Manzella, McKamey, Molnar, Morigeau, O'Brien, Pope, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov, Mr. President.
Total 32

Nays: Bartel, Brown, Curdy, Emrich, Esp, Fuller, Glimm, Gross, Hayman, Hinebauch, Lenz, Lynch, McClafferty, McGillvray, Noland, Olsen, Regier K, Webber.
Total 18

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 518, **as amended by the House**, passed as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 39

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Gross, Hayman, McClafferty, O'Brien, Olsen, Pope.
Total 11

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 16, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Gross, Hayman, Kelker, Olsen, Pope.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 282, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Kelker, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 34

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Webber.
Total 16

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 317, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Hertz, Kelker, Lenz, Lynch, McClafferty, McKamey, Molnar, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Trebas, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 37

Nays: Emrich, Esp, Fuller, Glimm, Hinebauch, Lang, Mandeville, Manzella, McGillvray, Noland, Regier K, Tempel, Usher.
Total 13

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 338, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Kelker, Lenz, Lynch, Mandeville, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 44

Nays: Esp, Glimm, Hinebauch, Lang, Manzella, Tempel.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 783, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Kelker, Lynch, Mandeville, Manzella, McClafferty, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 45

Nays: Hinebauch, Lang, Lenz, McGillvray, Tempel.
Total 5

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 116, passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov, Mr. President.
Total 50

Nays: None.
Total 0

Voted absentee: None.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 149 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Welborn, Zolnikov.
Total 35

Nays: Cuffe, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, O'Brien, Olsen, Pope, Webber.
Total 15

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 359, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lang, Lenz, Mandeville, Manzella, McGillvray, Molnar, Mr. President, Noland, Regier K, Small, Trebas, Usher, Vance, Vermeire, Zolnikov.
Total 29

Nays: Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lynch, McClafferty, McKamey, Morigeau, O'Brien, Olsen, Pope, Sales, Salomon, Tempel, Webber, Welborn.
Total 21

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 407 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Zolnikov.
Total 44

Nays: Lynch, Mandeville, Molnar, Olsen, Tempel, Welborn.
Total 6

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 10, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Glimm, Molnar.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 229, concurred in as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Fitzpatrick, Flowers, Fox, Friedel, Gillespie, Gross, Hayman, Kelker, Lang, Mandeville, McClafferty, McKamey, Morigeau, Mr. President, O'Brien, Olsen, Pope, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Webber, Zolnikov.
Total 36

Nays: Esp, Fuller, Glimm, Hertz, Hinebauch, Lenz, Lynch, Manzella, McGillvray, Molnar, Noland, Regier K, Usher, Welborn.
Total 14

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 184 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Morigeau, Mr. President, Noland, O'Brien, Pope, Regier K, Sales, Salomon, Small, Tempel, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 48

Nays: Molnar, Olsen.
Total 2

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 254 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar, Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Tempel.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

SB 351 passed as follows:

Yeas: Bartel, Beard, Bogner, Boldman, Brown, Cuffe, Curdy, Dunwell, Ellis, Emrich, Esp, Fitzpatrick, Flowers, Fox, Friedel, Fuller, Gillespie, Glimm, Gross, Hayman, Hertz, Hinebauch, Kelker, Lang, Lenz, Lynch, Mandeville, Manzella, McClafferty, McGillvray, McKamey, Molnar,

Morigeau, Mr. President, Noland, O'Brien, Olsen, Pope, Regier K, Sales, Salomon, Small, Trebas, Usher, Vance, Vermeire, Webber, Welborn, Zolnikov.
Total 49

Nays: Tempel.
Total 1

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 819, concurred in as follows:

Yeas: Bogner, Brown, Cuffe, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Lang, Lenz, Mandeville, McGillvray, McKamey, Molnar, Mr. President, Noland, Regier K, Sales, Salomon, Small, Tempel, Trebas, Vance, Vermeire, Zolnikov.
Total 27

Nays: Bartel, Beard, Boldman, Curdy, Dunwell, Ellis, Emrich, Flowers, Fox, Gross, Hayman, Hinebauch, Kelker, Lynch, Manzella, McClafferty, Morigeau, O'Brien, Olsen, Pope, Usher, Webber, Welborn.
Total 23

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Minority Leader Flowers moved the Senate Adjourn Sine Die. Motion carried as follows:

Yeas: Bartel, Bogner, Boldman, Curdy, Dunwell, Ellis, Flowers, Fox, Gross, Hayman, Kelker, Lang, Lynch, Mandeville, McClafferty, Molnar, Morigeau, Noland, O'Brien, Olsen, Pope, Sales, Tempel, Usher, Webber, Welborn.
Total 26

Nays: Beard, Brown, Cuffe, Emrich, Esp, Fitzpatrick, Friedel, Fuller, Gillespie, Glimm, Hertz, Hinebauch, Lenz, Manzella, McGillvray, McKamey, Mr. President, Regier K, Salomon, Small, Trebas, Vance, Vermeire, Zolnikov.
Total 24

Voted absentee: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

Senate adjourned sine die at 3:19 p.m.

Senate members remained for comments from Majority Leader Fitzpatrick, Minority Leader Flowers, and President Ellsworth.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate

SENATE JOURNAL
68TH LEGISLATURE
ADDENDUM

Helena, Montana — Senate Chambers
Adjourned Sine Die — State Capitol

May 2, 2023

MESSAGES FROM THE GOVERNOR
Reference: Veto SB 442

May 2, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59620

The Honorable Matt Regier
Speaker of the House
State Capitol
Helena, MT 59620

Dear President Ellsworth and Speaker Regier:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana**, I hereby veto Senate Bill 442**, "AN ACT GENERALLY REVISING THE DISTRIBUTION OF MARIJUANA TAXES; REVISING THE ALLOCATION OF THE MARIJUANA STATE SPECIAL REVENUE ACCOUNT; TRANSFERRING TAX REVENUE FROM MARIJUANA SALES TO THE DEPARTMENT OF TRANSPORTATION FOR THE FUNDING OF COUNTY ROAD CONSTRUCTION AND MAINTENANCE; PROVIDING A CALCULATION BASED ON THE ROAD MILES, STATE AND FEDERAL LAND AREA, AND BLOCK MANAGEMENT ACRES IN COUNTIES AND CONSOLIDATED CITY-COUNTIES; ESTABLISHING A HABITAT LEGACY ACCOUNT; REVISING THE MONTANA WILDLIFE HABITAT IMPROVEMENT ACT; AMENDING SECTIONS 15-70- 101, AND 16-12-111, 87-5-801, 87-5-802, 87-5-803, 87-5-804, 87-5-806, 87-5-807, AND 87-5-808, MCA; AND PROVIDING AN EFFECTIVE DATE."

First, there is a substantial technical issue with Senate Bill 442. As written, the bill glaringly omits an appropriation, failing to fund itself. Without an appropriation, the bill does nothing.

Second, there is a substantial policy issue with Senate Bill 442. The bill is unprecedented in that it authorizes ongoing state resources from the General Fund to maintain county roads.

As you know, the state is responsible for constructing, reconstructing, maintaining, and repairing state highways and roads, and local jurisdictions for their local roads. In recent history, the state has never authorized ongoing state resources from the General Fund for such local road projects for local jurisdictions. Instead, local jurisdictions use their local resources for critical local infrastructure needs.

Adopting the approach of Senate Bill 442 creates a slippery slope, an incentive for local jurisdictions to reduce their services while keeping taxes higher on their citizens. Local jurisdictions will not have to dedicate as much of their local resources to their local roads as they have had to. But instead of cutting citizens' taxes proportionately, they can reallocate

those dollars to capricious, unnecessary projects, resulting in a net increase of Montanans' tax burden.

Furthermore, and more troubling, Senate Bill 442 creates the illusion that the state will accept increasing responsibility for matters that are strictly under the jurisdiction of local authorities.

Instead of establishing an ongoing authorization of state resources from the General Fund, a better, more responsible, more prudent approach is to provide one-time-only funding to local jurisdictions to address their infrastructure needs. Such an approach is more appropriate given the state's surplus and is provided for in Senate Bill 536.

For these reasons, I veto Senate Bill 442.

Sincerely,

Greg Gianforte
Governor

May 3, 2023

BILLS AND JOURNALS

Correctly enrolled: **SB 327, SB 535, SB 544, SR 72, SR 73, SR 74**.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

Senate joint resolutions concurred and returned to the Senate: 5/3/2023

SJ 30, introduced by B. Gillespie
SJ 31, introduced by B. Usher

MESSAGES FROM THE GOVERNOR
Reference: Signed Bills

May 3, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59601

Dear President Ellsworth:

On Tuesday, May 2, 2023, I signed the following bills:

Senate Bill 164 - Usher

Senate Bill 166 - Lynch
Senate Bill 167 - Fitzpatrick
Senate Bill 170 - Mandeville
Senate Bill 173 - Bogner
Senate Bill 174 - McKamey
Senate Bill 177 - Zolnikov
Senate Bill 178 - Zolnikov
Senate Bill 197 - Cuffe
Senate Bill 199 - Hertz
Senate Bill 202 - Hertz
Senate Bill 213 - McClafferty
Senate Bill 214 - McClafferty
Senate Bill 220 - Glimm
Senate Bill 234 - Usher
Senate Bill 236 - Hertz
Senate Bill 237 - Vance
Senate Bill 240 - Small
Senate Bill 244 - Cuffe
Senate Bill 260 - Salomon
Senate Bill 262 - Zolnikov
Senate Bill 263 - Regier
Senate Bill 264 - Regier
Senate Bill 269 - Hertz
Senate Bill 270 - Regier
Senate Bill 411 - Usher

The bills have been delivered to the Secretary of State's Office.

Sincerely,

Greg Gianforte
Governor

May 4, 2023

BILLS AND JOURNALS

Correctly enrolled: **SB 104, SB 247, SB 285, SB 334, SB 424, SB 506, SB 507, SB 510, SB 528, SB 522, SB 530, SB 536, SB 550, SB 561**.

MESSAGES FROM THE GOVERNOR
Reference: Signed Bills

May 4, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59601

Dear President Ellsworth:

On Wednesday, May 3, 2023, I signed the following bills:

Senate Bill 74 - McKamey
Senate Bill 143 - Esp
Senate Bill 154 - Regier
Senate Bill 155 - Bogner
Senate Bill 281 - Flowers
Senate Bill 284 - Glimm
Senate Bill 308 - Bogner
Senate Bill 314 - Fitzpatrick
Senate Bill 339 - Bogner
Senate Bill 377 - Fitzpatrick
Senate Bill 378 - Fitzpatrick
Senate Bill 406 - Trebas
Senate Bill 416 - Ellis
Senate Bill 422 - Bogner
Senate Bill 423 - Bogner
Senate Bill 430 - Fitzpatrick
Senate Bill 464 - Trebas
Senate Bill 480 - Dunwell
Senate Bill 483 - Pope
Senate Bill 492 - Fitzpatrick

On Thursday, May 4, 2023, I signed the following bills:

Senate Bill 16 - Hertz
Senate Bill 32 - Cuffe
Senate Bill 33 - Cuffe
Senate Bill 37 - Hertz
Senate Bill 54 - Hertz
Senate Bill 60 - Tempel
Senate Bill 71 - Salomon
Senate Bill 78 - Gillespie
Senate Bill 83 - Cuffe
Senate Bill 150 - Lenz
Senate Bill 165 - Usher
Senate Bill 171 - Regier

Senate Bill 176 - Regier
Senate Bill 201 - Hertz
Senate Bill 203 - Bogner
Senate Bill 208 - Small
Senate Bill 216 - Fitzpatrick
Senate Bill 217 - Gillespie
Senate Bill 228 - Small
Senate Bill 232 - Ellis
Senate Bill 252 - Hertz
Senate Bill 289 - Friedel
Senate Bill 310 - Small
Senate Bill 312 - Vermeire
Senate Bill 321 - Boldman
Senate Bill 323 - Trebas
Senate Bill 325 - Friedel
Senate Bill 330 - Hertz
Senate Bill 331 - Hertz

The bills have been delivered to the Secretary of State's Office.

Sincerely,

Greg Gianforte
Governor

May 5, 2023

BILLS AND JOURNALS

Correctly enrolled: **SB 6, SB 11, SB 94, SB 96, SB 182, SB 221, SB 229, SB 265, SB 294, SB 296, SB 352, SB 516, SB 518, SB 531, SJ 19, SJ 30, SJ 31**.

May 9, 2023

BILLS AND JOURNALS

Correctly enrolled: **SB 116, SB 148, SB 149, SB 245, SB 407**.
Signed by the Secretary of the Senate at 6:45 a.m., April 20, 2023: **SB 10, SB 46, SB 419**.
Signed by the President of the Senate at 4:00 p.m., April 20, 2023: **SB 10, SB 46, SB 419**.
Signed by the Speaker of the House at 10:00 a.m., May 4, 2023: **SB 10, SB 46, SB 419**.
Delivered to the Governor at 11:20 a.m., May 9, 2023: **SB 10, SB 46, SB 419**.

May 10, 2023

MESSAGES FROM THE GOVERNOR
Reference: Signed Bills

May 10, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59601

Dear President Ellsworth:

On Monday, May 8, 2023, I signed the following bills:

Senate Bill 274 - Zolnikov
Senate Bill 279 - Fitzpatrick
Senate Bill 286 - Fitzpatrick
Senate Bill 288 - Cuffe
Senate Bill 289 - Friedel
Senate Bill 293 - Noland
Senate Bill 300 - McClafferty
Senate Bill 307 - Noland
Senate Bill 309 - Bartel
Senate Bill 313 - Regier
Senate Bill 324 - Brown
Senate Bill 338 - Cuffe
Senate Bill 340 - Small
Senate Bill 344 - Usher
Senate Bill 345 - Noland
Senate Bill 354 - Brown
Senate Bill 356 - Hinebauch
Senate Bill 358 - Hertz
Senate Bill 363 - Usher
Senate Bill 373 - Salomon
Senate Bill 391 - Usher
Senate Bill 392 - Fitzpatrick
Senate Bill 398 - Gillespie
Senate Bill 400 - Fuller
Senate Bill 426 - Small
Senate Bill 432 - Manzella
Senate Bill 444 - Small
Senate Bill 448 - Cuffe
Senate Bill 451 - Small
Senate Bill 452 – Usher
Senate Bill 454 - Small
Senate Bill 455 - Vermeire
Senate Bill 456 - Vermeire

Senate Bill 457 - Vermeire
Senate Bill 491 - Fitzpatrick

The bills have been delivered to the Secretary of State's Office.

Sincerely,

Greg Gianforte
Governor

May 11, 2023

BILLS AND JOURNALS

Signed by the Secretary of the Senate at 8:00 a.m., May 8, 2023: **SB 11, SB 94, SB 96, SB 182, SB 221, SB 229, SB 265, SB 294, SB 296, SB 352, SB 518, SB 531**.
Signed by the President of the Senate at 11:30 a.m., May 10, 2023: **SB 11, SB 94, SB 96, SB 182, SB 221, SB 229, SB 265, SB 294, SB 296, SB 352, SB 518, SB 531**.
Signed by the Speaker of the House at 2:30 p.m., May 11, 2023: **SB 11, SB 94, SB 96, SB 182, SB 221, SB 229, SB 265, SB 294, SB 296, SB 352, SB 518, SB 531**.
Delivered to the Governor at 4:00 p.m., May 11, 2023: **SB 11, SB 94, SB 96, SB 182, SB 221, SB 229, SB 265, SB 294, SB 296, SB 352, SB 518, SB 531**.

Signed by the Secretary of the Senate at 10:45 a.m., May 9, 2023: **SB 116, SB 148, SB 149, SB 245, SB 407.**
Signed by the President of the Senate at 11:30 a.m., May 10, 2023: **SB 116, SB 148, SB 149, SB 245, SB 407.**
Signed by the Speaker of the House at 3:00 p.m., May 11, 2023: **SB 116, SB 148, SB 149, SB 245, SB 407.**
Delivered to the Governor at 4:00 p.m., May 11, 2023: **SB 116, SB 148, SB 149, SB 245, SB 407.**

Signed by the Secretary of the Senate at 11:45 a.m., May 10, 2023: **SB 6, SB 424**.
Signed by the President of the Senate at 1:00 p.m., May 10, 2023: **SB 6, SB 424**.
Signed by the Speaker of the House at 2:30 p.m., May 11, 2023: **SB 6, SB 424**.
Delivered to the Governor at 4:00 p.m., May 11, 2023: **SB 6, SB 424**.

Signed by the Secretary of the Senate at 2:45 p.m., April 28, 2023: **SB 27, SB 38, SB 51, SB 73, SB 144, SB 151, SB 169, SB 195, SB 219, SB 278, SB 280, SB 295, SB 322, SB 328, SB 332, SB 359, SB 375, SB 380, SB 384, SB 393, SB 487, SB 490, SB 505, SB 521, SB 554**.
Signed by the President of the Senate at 11:00 a.m., May 4, 2023: **SB 27, SB 38, SB 51, SB 73, SB 144, SB 151, SB 169, SB 195, SB 219, SB 278, SB 280, SB 295, SB 322, SB 328, SB 332, SB 359, SB 375, SB 380, SB 384, SB 393, SB 487, SB 490, SB 505, SB 521, SB 554**.
Signed by the Speaker of the House at 2:30 p.m., May 11, 2023: **SB 27, SB 38, SB 51, SB 73, SB 144, SB 151, SB 169, SB 195, SB 219, SB 278, SB 280, SB 295, SB 322, SB 328, SB 332, SB 359, SB 375, SB 380, SB 384, SB 393, SB 487, SB 490, SB 505, SB 521, SB 554**.

Delivered to the Governor at 4:00 p.m., May 11, 2023: **SB 27, SB 38, SB 51, SB 73, SB 144, SB 151, SB 169, SB 195, SB 219, SB 278, SB 280, SB 295, SB 322, SB 328, SB 332, SB 359, SB 375, SB 380, SB 384, SB 393, SB 487, SB 490, SB 505, SB 521, SB 554**.

Signed by the Secretary of the Senate at 3:30 p.m., May 4, 2023: **SB 104, SB 247, SB 506, SB 507, SB 510, SB 528, SB 530, SB 550**.
Signed by the President of the Senate at 1:30 p.m., May 5, 2023: **SB 104, SB 247, SB 506, SB 507, SB 510, SB 528, SB 530, SB 550**.
Signed by the Speaker of the House at 2:30 p.m., May 11, 2023: **SB 104, SB 247, SB 506, SB 507, SB 510, SB 528, SB 530, SB 550**.
Delivered to the Governor at 4:00 p.m., May 11, 2023: **SB 104, SB 247, SB 506, SB 507, SB 510, SB 528, SB 530, SB 550**.

Signed by the Secretary of the Senate at 3:30 p.m., May 4, 2023: **SB 536**.
Signed by the President of the Senate at 1:00 p.m., May 10, 2023: **SB 536**.
Signed by the Speaker of the House at 2:30 p.m., May 11, 2023: **SB 536**.
Delivered to the Governor at 4:00 p.m., May 11, 2023: **SB 536**.

Signed by the Secretary of the Senate at 6:10 p.m., May 1, 2023: **SB 3, SB 59, SB 93, SB 122, SB 499**.
Signed by the President of the Senate at 11:00 a.m., May 4, 2023: **SB 3, SB 59, SB 93, SB 122, SB 499**.
Signed by the Speaker of the House at 4:00 p.m., May 11, 2023: **SB 3, SB 59, SB 93, SB 122, SB 499**.
Delivered to the Governor at 4:30 p.m., May 11, 2023: **SB 3, SB 59, SB 93, SB 122, SB 499**.

Signed by the Secretary of the Senate at 8:40 a.m., May 3, 2023: **SB 47, SB 123, SB 382, SB 458, SB 540, SB 557, SB 558, SB 564**.
Signed by the President of the Senate at 11:00 a.m., May 4, 2023: **SB 47, SB 123, SB 382, SB 458, SB 540, SB 557, SB 558, SB 564**.
Signed by the Speaker of the House at 3:30 p.m., May 11, 2023: **SB 47, SB 123, SB 382, SB 458, SB 540, SB 557, SB 558, SB 564**.
Delivered to the Governor at 4:30 p.m., May 11, 2023: **SB 47, SB 123, SB 382, SB 458, SB 540, SB 557, SB 558, SB 564**.

Signed by the Secretary of the Senate at 12:45 p.m., May 2, 2023: **SB 209, SB 374, SB 443, SB 498**.
Signed by the President of the Senate at 11:00 a.m., May 4, 2023: **SB 209, SB 374, SB 443, SB 498**.
Signed by the Speaker of the House at 4:00 p.m., May 11, 2023: **SB 209, SB 374, SB 443, SB 498**.
Delivered to the Governor at 4:30 p.m., May 11, 2023: **SB 209, SB 374, SB 443, SB 498**.

Signed by the Secretary of the Senate at 1:50 p.m., May 3, 2023: **SB 327, SB 535, SB 544**.
Signed by the President of the Senate at 11:00 a.m., May 4, 2023: **SB 327, SB 535, SB 544**.
Signed by the Speaker of the House at 4:00 p.m., May 11, 2023: **SB 327, SB 535, SB 544**.
Delivered to the Governor at 4:30 p.m., May 11, 2023: **SB 327, SB 535, SB 544**.

MESSAGES FROM THE GOVERNOR

Reference: Veto SB 485, SB 275, SB 4, SB 301

May 11, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59620

The Honorable Matt Regier
Speaker of the House
State Capitol
Helena, MT 59620

Dear President Ellsworth and Speaker Regier:

Public service is a noble calling, and I thank you and members of the Legislature for your dedicated service to Montana. As has been the case since before our nation's founding, public service comes with personal sacrifice - long hours away from home, less time with family, and appropriately limited compensation. Those who enter public service, by design, are often motivated by a cause greater than themselves. As you and other members of the Legislature know, the sacrifice is real, but the work incredibly rewarding.

We are fortunate in the State of Montana to have a genuine citizen legislature. Montanans elect men and women to represent their communities at our State Capitol for 90 days every two years and to do legislative work as needed between sessions. Our part-time citizen legislature stands in contrast to those in other states like California where professional politicians are full-time legislators, at great cost to taxpayers. Our system keeps government close to the people, and it's part of what makes Montana special.

Public service is demanding, challenging, and rewarding, and I firmly believe a worker is due his or her wages. Periodically, public sector compensation should be appropriately adjusted to keep pace with the private sector, especially amid once-in-a-generation inflation. That's one reason I appreciate that the Legislature recognized the hard work of our dedicated state employees and passed House Bill 13. As you know, House Bill 13 provides state employees with a well-deserved pay increase - a $1.50 per hour or 4% raise, whichever is greater - on July 1 each year of the upcoming biennium. This modest pay increase will help us retain highly qualified state employees and be more competitive with the private sector, where workers' wages have increased by 16.1% from 2020 to the third quarter of 2022.

This brings me to what Senate Bill 485 proposes: a 74% pay increase for legislators. I firmly oppose legislators' efforts to use taxpayers' hard-earned dollars to fund themselves a 74% pay increase.

Estimated to cost Montana taxpayers nearly an additional $2.6 million between 2025 and 2027, a 74% pay increase is inappropriate and excessive, and it would violate the trust Montanans place in us to be good stewards of their money. Furthermore, the Legislature increased legislators per diem compensation by nearly 30% in March through House Bill 28, at an increased cost to Montana taxpayers of nearly $2.3 million through 2027.

As you may know, House Bill 13, which implemented the new state employee pay plan and which is detailed above, applies to legislators as well. Beginning the next regular session of the Montana Legislature in January 2025, legislators will earn an additional $3 per hour, bringing their compensation for the regular legislative session to at least $299.88 per day - $128.88 for their salary and $171 for their per diem compensation, which the Legislature increased this session from $132.43 and which the Legislature could choose to adjust in 2025.

Therefore, in accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, **I hereby veto Senate Bill 485**: "AN ACT RAISING THE HOURLY RATE OF LEGISLATOR COMPENSATION; AMENDING SECTION 5-2-301, MCA; AND PROVIDING AN APPLICABILITY DATE."

If legislators' pay is to be adjusted, it should be done prudently and in line with what Montanans, including our state employees, see with their paychecks. Better approaches exist than having legislators vote on their own pay, including ballot initiatives, by which legislators could take their pay raises to the people and let Montana voters approve or disapprove them.

Sincerely,

Greg Gianforte
Governor

May 11, 2003

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59620

The Honorable Matt Regier
Speaker of the House
State Capitol
Helena, MT 59602

Dear President Ellsworth and Speaker Regier:

It is the established policy of the State of Montana to protect the quality and potability of water and domestic uses. *See* MCA 76-4-101. Furthermore, a central purpose of subdivision review is to ensure that the development of individual lots does not negatively impact the development of others. Private property protections are found throughout the Montana Code as well as in the State Constitution. Montana takes private property rights seriously.

In furtherance of these policy goals, current law directs the Montana Department of Environmental Quality (DEQ) to ensure that well isolation zones and drainfield mixing zones do not interfere with the purposes of the other. Well isolation zones protect the quality of the water produced by wells, and drainfield mixing zones are identified and located for the same purpose. Placing a well in a drainfield mixing zone would unreasonably increase the risk of contamination.

Senate Bill 275 would allow previously approved drainfield mixing zones and well isolation zones to encroach on proposed neighboring subdivision lots without the knowledge or consent of the neighboring property owner. This is an unacceptable restriction on the development of private property.

I will always seek to remove unnecessary regulatory burdens from permitting processes. The Red Tape Relief Task Force, which I established and which Lieutenant Governor Juras leads, and its resulting efforts during the 2023 legislative session speak to my commitment to making government more customer friendly and effective.

In fact, during consideration of Senate Bill 275, DEQ proposed amendments to the bill that would have allowed additional flexibility regarding the location of well isolation and drainfield mixing zones in the subdivision review process. Unfortunately, these proposed amendments were rejected.

As passed, Senate Bill 275 removes some essential protections for domestic water quality and the development of one's private property.

For these reasons, in accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, **I hereby veto Senate Bill 275**: "AN ACT REVISING THE SANITATION IN SUBDIVISIONS ACT; REVISING THE DEFINITIONS OF PROPOSED DRAINFIELD MIXING ZONE AND PROPOSED WELL ISOLATION ZONE; AND AMENDING SECTION 76-4-102, MCA."

Sincerely,

Greg Gianforte
Governor

May 11, 2003

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59620

The Honorable Matt Regier
Speaker of the House
State Capitol
Helena, MT 59602

Dear President Ellsworth and Speaker Regier:

We share a commitment to improving conditions and services at the Montana State Hospital (MSH) and to resolving the extraordinary problems at our state-run health care facilities caused by decades of past administrations sweeping issues under the rug and kicking cans down the road. Based on our ongoing, strenuous reform work, it should be clear that the neglect of our facilities and their patients that was tolerated by the previous administration and others is no longer acceptable to my team and me.

As evidenced by our candid interactions with the Legislature, my administration is willing to bring challenges to the forefront and have tough conversations about how our facilities can be improved for future generations. For that matter, we are also unwavering in our efforts to increase transparency and accountability at MSH. I am proud to have worked alongside you to propose and support historic investments that do just that, as well as improve conditions and services at MSH, to ensure that vulnerable Montanans receive the most clinically appropriate, safest, and highest quality care possible from the Department of Public Health and Human Services. And we appreciate the work of advocates who are dedicated to achieving the same goals. However, Senate Bill 4 is legally insufficient, deeply flawed, and fails to protect Montanans' constitutionally protected rights to privacy.

I am disappointed that the Legislature failed to consider my proposed amendments to Senate Bill 4, which would have strengthened the bill and improved the potential for compliance by

inserting the correct federal citation, streamlining and enhancing reporting requirements, and protecting Montanans' privacy rights that are guaranteed by the Montana Constitution and federal law. I am convinced that my proposed amendments would have been the best way to resolve the problems presented by the version of Senate Bill 4 approved by the Legislature. Without such amendments, Senate Bill 4 is legally insufficient, promotes the sharing of inconsistent information, and fails to protect Montanans' constitutionally protected rights to privacy.

Therefore, in accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, **I hereby veto Senate Bill 4**: "AN ACT REQUIRING THE DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES TO PROVIDE REPORTS OF ALLEGED ABUSE AND NEGLECT AT THE MONTANA STATE HOSPITAL TO THE STATE PROTECTION AND ADVOCACY PROGRAM; AMENDING SECTIONS 53-21-107, 53-21-166, AND 53-21-169, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

Sincerely,

Greg Gianforte
Governor

May 11, 2003

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59620

The Honorable Matt Regier
Speaker of the House
State Capitol
Helena, MT 59602

Dear President Ellsworth and Speaker Regier:

Like you and members of the Legislature, I agree that local government land use regulations need to be predictably and consistently enforced, including regulations issued under the Lakeshore Protection Act. The interpretation of such regulations should not change with a personnel change and there should be a reasonable statute of limitations outside of which local governments may not challenge structures or other improvements built pursuant to a properly issued permit.

Senate Bill 301, however, does not effectively address these concerns. It creates one set of rules for "grandfathered" properties while creating an entirely different set of rules for lakeshore structures built after January 1, 2023. Government should not create different sets of rules for different classes of landowners.

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, **I hereby veto Senate Bill 301**: "AN ACT REVISING LAWS RELATING TO REAL PROPERTY AND REGULATIONS; PROVIDING THAT CERTAIN CONSTRUCTION IS GRANDFATHERED; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RESTROACTIVE APPLICABILITY DATE."

Senate Bill 301 generally prohibits local governments from initiating actions to ensure that docks, retaining walls, roads, and other lakeshore structures constructed prior to January 1, 2023 comply with lakeshore regulations and with any permits issued under the Lakeshore Protection Act. This is an arbitrary date that prohibits, for example, a local government from inspecting a structure built as recently as October 2022 - imposing an unreasonable time restriction on local governments. It is also arbitrary in that it protects structures built prior to January 1, 2023 but fails to provide any limitations on enforcement actions for new structures constructed after January 1, 2023.

Although Senate Bill 301 provides an exception allowing local governments to initiate enforcement actions relating to pre-January 1, 2023 structures "that were constructed illegally and cause material harm to lakeshore stability, water quality, or aquatic life," the exception is too narrow in that it fails to incorporate all of the factors required to be considered under 75-7-208, MCA in issuing a permit, including interference with navigation or lawful recreation, diminishment of fish or wildlife habitat, creation of public nuisances, and creation of discordant visual impacts with natural scenic values.

Finally, Senate Bill 301 exempts entirely from permitting "minor modifications" (defined as "less than $10,000") to pre-January 1, 2023 structures. Again, this is arbitrary in that it provides exceptions to one class of landowners - those who built a lakeshore structure prior to January 1, 2023 - while denying the same exception to landowners who build a new lakeshore structure after January 1, 2023. It also creates a potential loophole through the construction of serial "minor modifications." And while activities that involve "significant excavation, dredging, or in-fill of material or otherwise significantly impacts water quality" may not be undertaken under the "minor modification" exception, activities that cause other negative impacts - such as diminishment of fish or wildlife habitat or interference with navigation or recreation - are not restricted.

For these reasons, I veto Senate Bill 301.

Sincerely,

Greg Gianforte
Governor

May 12, 2023

BILLS AND JOURNALS

Signed by the Secretary of the Senate at 4:30 p.m., April 28, 2023: **SB 75, SB 246, SB 253, SB 303, SB 362, SB 425, SB 445**.
Signed by the President of the Senate at 11:00 a.m., May 4, 2023: **SB 75, SB 246, SB 253, SB 303, SB 362, SB 425, SB 445**.
Signed by the Speaker of the House at 4:00 p.m., May 11, 2023: **SB 75, SB 246, SB 253, SB 303, SB 362, SB 425, SB 445**.
Delivered to the Governor at 9:30 a.m., May 12, 2023: **SB 75, SB 246, SB 253, SB 303, SB 362, SB 425, SB 445**.

Signed by the Secretary of the Senate at 12:00 p.m., May 4, 2023: **SB 285, SB 334, SB 522, SB 561**.
Signed by the President of the Senate at 11:00 a.m., May 4, 2023: **SB 285, SB 334, SB 522, SB 561**.
Signed by the Speaker of the House at 4:00 p.m., May 11, 2023: **SB 285, SB 334, SB 522, SB 561**.
Delivered to the Governor at 9:30 a.m., May 12, 2023: **SB 285, SB 334, SB 522, SB 561**.

Signed by the Secretary of the Senate at 2:45 p.m., April 28, 2023: **SJ 9, SJ 13, SJ 17, SR 53**.
Signed by the Secretary of the Senate at 6:10 a.m., May 1, 2023: **SR 2, SR 68, SR 69**.
Signed by the Secretary of the Senate at 8:00 a.m., May 8, 2023: **SJ 19, SJ 30, SJ 31**.
Signed by the President of the Senate at 11:00 a.m., May 4, 2023: **SJ 9, SJ 13, SJ 17, SR 2, SR 53, SR 68, SR 69**.
Signed by the President of the Senate at 11:30 a.m., May 10, 2023: **SJ 19, SJ 30, SJ 31**.
Signed by the Speaker of the House at 2:30 p.m., May 11, 2023: **SJ 9, SJ 13, SJ 17, SJ 19, SJ 30, SJ 31**.
Delivered to the Secretary of State at 9:30 a.m., May 12, 2023: **SJ 9, SJ 13, SJ 17, SJ 19, SJ 30, SJ 31, SR 2, SR 53, SR 68, SR 69**.

May 16, 2023

BILLS AND JOURNALS

Correctly enrolled: **SB 19, SB 351**.

MESSAGES FROM THE GOVERNOR
Reference: Signed Bills

May 16, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59601

Dear President Ellsworth:

On Tuesday, May 16, 2023, I signed the following bill:

Senate Bill 51 - Fitzpatrick

The bill has been delivered to the Secretary of State's Office.

Sincerely,

Greg Gianforte
Governor

May 16, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59601

Dear President Ellsworth:

On Tuesday, May 2, 2023, the following bill went into law without my signature:

Senate Bill 410 - Usher

The bill has been delivered to the Secretary of State's Office.

Sincerely,

Greg Gianforte
Governor

May 17, 2023

MESSAGES FROM THE GOVERNOR
Reference: Signed bills, Veto SB 499, SB 296

May 17, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59601

Dear President Ellsworth:

On Wednesday, May 17, 2023, I signed the following bill:

Senate Bill 419 - Vance

The bill has been delivered to the Secretary of State's Office.

Sincerely,

Greg Gianforte
Governor

May 17, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59601

Dear President Ellsworth:

On Wednesday, May 17, 2023, I signed the following bills:

Senate Bill 245 - Zolnikov
Senate Bill 382 - Mandeville
Senate Bill 407 - Morigeau
Senate Bill 528 - Hertz

The bills have been delivered to the Secretary of State's Office.

Sincerely,

Greg Gianforte
Governor
May 17, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59620

The Honorable Matt Regier
Speaker of the House
State Capitol
Helena, MT 59620

Dear President Ellsworth and Speaker Regier:

Ownership of property is an inalienable right protected by Article II, Section 3 of the Montana Constitution. It is the responsibility of government to protect, rather than diminish, this fundamental right cherished by our citizens.

Montana law recognizes that in rare circumstances a landowner may lose title to land under the doctrine of adverse possession. Adverse possession is most commonly used as a tool to cure defects in title arising from conveyancing errors and mistakes in legal descriptions. For more than 100 years, the standards to acquire title through adverse possession in Montana have been rigorous, requiring a claimant to openly and continuously possess and use the land without the owner's permission for a period of at least five years, during which time the occupant must also pay all property taxes. Due to these stringent requirements, very few adverse possession claims succeed, and rightfully so, since a successful claim results in depriving the lawful owner of his or her property.

Senate Bill 499 introduces significant changes to Montana's long-standing adverse possession laws and dangerously weakens a landowner's constitutionally-protected property rights by lessening, for a select group of claimants, the stringent adverse possession requirements described above. For example, under current law a tenant occupying a home with the landowner's permission will not prevail in an adverse possession suit against the landlord, because permissive use is not an "adverse" use. Senate Bill 499 abruptly changes course and would allow a tenant residing on

property with the landowner's permission to successfully assert an adverse possession claim against the landlord if the tenant makes certain improvements to the property.

Furthermore, Senate Bill 499 unfairly and irrationally targets a single set of landowners - corporations organized in states other than Montana - arbitrarily denying them the same level of protection enjoyed by all other classes of landowners. If enacted, Senate Bill 499 will serve as a disincentive for out-of-state corporations to establish or expand operations in Montana.
Finally, Senate Bill 499 applies retroactively. If a rental or other property use agreement was consented to by the parties in reliance on the rules in existence at the time the agreement was made, Mont. Const. Art. II, Sec. 31 prohibits the State from impairing the

enforcement or performance of those agreements. Retroactive application of Senate Bill 499 may also give rise to claims for the taking of property without just compensation under Mont. Const., Art. II, Sec. 29.

For these reasons, in accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, **I hereby veto Senate Bill 499**: "AN ACT REVISING LAWS RELATED TO ADVERSE POSSESSION OF LAND, FIXTURES, AND OTHER IMPROVEMENTS ON LAND OWNED BY FOREIGN FOR-PROFIT CORPORATIONS BY A MONTANA RESIDENT; EXEMPTING REAL PROPERTY OWNED BY A TRIBAL MEMBER, A TRIBE, OR TRIBAL LAND WITHIN THE BOUNDARIES OF A RESERVATION; PROVIDING REQUIREMENTS; PROVIDING A DEFINITON; AMENDING SECTION 70-18-101, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE."

Sincerely,

Greg Gianforte
Governor

May 17, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59620

The Honorable Matt Regier
Speaker of the House
State Capitol
Helena, MT 59620

Dear President Ellsworth and Speaker Regier:

We share a commitment to investing in Montana's senior and long-term care continuum and ensuring that Medicaid members across the state have access to the services that best meet their needs. My administration was proud to propose historic Medicaid provider rate increases for Montana's nursing homes in my Budget for Montana Families, representing an important commitment of new resources for entities that serve one of Montana's most vulnerable populations. My proposed budget recognized the importance of stabilizing and supporting our nursing home industry.

As you know, the Legislature built off my proposed provider rate increases and elected to approve additional rate increases for senior and long-term care services in addition to creating a new funding mechanism for assisted living facilities under **Senate Bill 296**. While

I look forward to signing into law an overdue increase in rates for all of Montana's Medicaid providers, I have significant concerns that Senate Bill 296 is misguided policy brought by a stakeholder organization that has highlighted potential short-term savings but neglected to understand the legislation's significant, long-term fiscal impact and burden on taxpayers.

Senate Bill 296 establishes a cumbersome process for setting room and board rates for assisted living facilities which would lead to a multitude of different room and board rates. It also unnecessarily directs the Department of Public Health and Human Services (DPHHS) to seek a state plan amendment to make assisted living facility services currently covered under Big Sky Waiver (BSW) a coverable service under Community First Choice (CFC). DPHHS already possesses authority to test this approach, which is an inefficient and obtuse way to solve for years of inadequate Medicaid provider rates, which the Legislature and I have now addressed. Not only is there no reliable method of estimating the cost associated with making assisted living a CFC service, which could lead to major, unplanned financial obligations to the state, but also there is no provision enabling DPHHS to ensure that recipients have not exploited the eligibility system by transferring their assets. In addition to creating a new entitlement program, which DPHHS could not fully account for in its fiscal note, Senate Bill 296 would restrict DPHHS's ability to serve Medicaid patients choosing to live in a community setting instead of a nursing home.

While being mindful of the budget authority provided to us by the Legislature, my administration will continue to support Montana's skilled nursing and assisted living facilities as they modernize and adapt to changing demand and an ever-evolving senior and long-term care landscape. However, as more Montanans elect to age in their homes and outside of an institution, I cannot support fiscally unsound legislation that undermines and ignores that personal decision.

Therefore, in accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana**, I hereby veto Senate Bill 296**: "AN ACT CREATING THE SENIOR CARE FACILITY ACCESS AND STABILIZATION ACT; ESTABLISHING PROCEDURES FOR CALCULATING ROOM AND BOARD COSTS FOR ASSISTED LIVING RESIDENTS; REQUIRING THE DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES TO PURSUE THE COMMUNITY FIRST CHOICE FUNDING OPTION FOR ASSISTED LIVING; ESTABLISHING REPORTING REQUIREMENTS; AND PROVIDING A DELAYED EFFECTIVE DATE."

Sincerely,

Greg Gianforte
Governor

May 19, 2023

MESSAGES FROM THE GOVERNOR
Reference: Veto SB 73, Signed Bills

May 19, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59620

The Honorable Matt Regier
Speaker of the House
State Capitol
Helena, MT 59620

Dear President Ellsworth and Speaker Regier:

The Montana Constitution directs that I, as governor, "see that the laws are faithfully executed." While I, with the Legislature, fully support government transparency and the public's right to know, I must also ensure those interests are properly pursued in light of countervailing, constitutionally mandated obligations. **Senate Bill 73** fails to do so.

Senate Bill 73 revises a statute that addresses the interplay of two constitutional considerations: the authority of the Legislature to supervise post-audit duties, and the right of Montanans to have their individual privacy protected. This intersection is not unique to the audit context. All constitutional officers must protect privacy of Montanans where individual privacy interests are clearly paramount. Even the public's constitutional Right to Know expressly yields in such circumstances.

Montana courts agree. A Helena district court in April protected the privacy of Montanans over the Right to Know, holding in that case that "there should be no dispute that public employees possess privacy interests in relation to personnel matters." In reaching this holding, the court quoted the Montana Supreme Court to state that "the competing right to privacy and right to know interest 'must be balanced in the context of the facts of each case ... '" and that "it is the courts' duty to balance the competing rights at issue…"

Senate Bill 73 flies in the face of this settled approach. Senate Bill 73 concludes the balance is always in favor of an unelected bureaucrat, the legislative auditor. Senate Bill 73 gives the legislative auditor plenary review of any and all government documents, in any context, by any means, at any time, without notice or consent, leaving it up to the auditor to determine if and how to protect a state agency's confidential information.[1]

Giving an unelected bureaucrat such unfettered authority, especially without safeguards for Montanans' privacy interests, is unacceptable.

As the auditor's own counsel has acknowledged, state agency information belongs, and always belongs, to the agency. The legislative auditor is solely responsible to the Legislature. MCA§ 5- 13-303. So the state agency, not the legislative auditor, must

necessarily oversee and facilitate the handling of its own confidential information, as it is accountable for the well-keeping of its own information.[2]

Indeed, it must be so. To require, as Senate Bill 73 does, that state agencies tum over confidential information unquestioned to the auditor -- or subject the agency, including those that oversee the agency, to fines, jail, and unemployment[3]-- fails to take into account

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[1] During this very legislative session, the auditor attempted to secure electronic information held by a cabinet agency for another agency without the knowledge or consent of the unsuspecting agency. It is only because the cabinet agencies take their confidentiality obligations seriously that this did not occur.

[2] This is consistent with other statutes governing audits involving the private sector. *See e.g.,* MCA § 50-16-529 (authorizing a health care provider to disclose patient information without patient authorization "to a person who obtains information for purposes of an audit" only "if that person agrees in writing to: (a) remove or destroy, at the earliest opportunity consistent with the purpose of the audit, information that would enable the patient to be identified; and (b) not disclose the information further, except to accomplish the audit or to report unlawful or improper conduct involving fraud in payment for health care by a health care provider or patient or other unlawful conduct by a health care provider; …'').

[3] Senate Bill 73 provides that a state agency "has a duty to aid" the legislative auditor, thereby expressly subjecting the entire agency to the official misconduct statute. *See* MCA § 47-7-401. This mandate is in tension with MCA§ 5-13-314, which protects a state employee "who provides information to the committee, the legislative auditor, or the legislative auditor's authorized designee" from "any penalties, sanctions, retaliation, or restrictions in connection with the employee's or contractor's employment as a result of the disclosure of information unless the employee or contractor disclosing the information has violated state law." Employees that comply with Senate Bill 73 can run afoul of MCA§ 5-13-314 and lose their job or comply with MCA § 5-13-314 and run afoul of Senate Bill 73 and lose their job. Indeed, disclosing confidential information protected by the Montana Constitution, even to the auditor, could also be construed as official misconduct. *See* MCA§ 45-7-401(1)(b) (stating that a public servant commits the offense of official misconduct when he or she "knowingly performs an act in an official capacity that the public servant knows is forbidden by law.").

the state agency's obligation under the Montana Constitution to ensure that confidential information is adequately protected.[4] The legislative audit serves as an appropriate check on the other branches of government, but so does the ability of state agencies to ensure the information sought is both lawfully sought[5] and properly protected. And where there is an impasse as to which constitutional right wins the day, it is the

judiciary, as the final arbiter of the meaning of the Constitution, that is the tie breaker, not an unelected bureaucrat.

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[4] *See, e.g.,* MCA§ 2-6-1002(11) (defining "public information" to mean "information prepared, owned, used, or retained by any public agency relating to the transaction of official business, regardless of form, except for confidential information that must be protected against public disclosure under applicable law.").

[5] The Legislative Audit Act, found in Title 5, Chapter 13, lays out the parameters of an audit. MCA § 5-13-101(2) generally states:

Because the legislature is responsible for authorizing the expenditure of public money, designating the sources from which money may be collected, and shaping the administration to perform the work of state government and is held finally accountable for fiscal policy, the legislature should also be responsible for the audit of books, accounts, activities, and records so that it may be assured that its directives have been carried out.

And MCA § 5-13-304 specifically states:

The legislative auditor shall:

(1) conduct a financial and compliance audit of every state agency every 2 years covering the 2-year period since the last audit, unless otherwise required by state law.
(2) conduct an audit to meet the standards and accomplish the objectives required in 5-13-308 whenever the legislative auditor determines it necessary and shall advise the members of the legislative audit committee; …
(8) have the authority to audit records of organizations and individuals receiving grants from or on behalf of the state to determine that the grants are administered in accordance with the grant terms and conditions. Whenever a state agency enters into an agreement to grant resources under its control to others, the agency shall obtain the written consent of the grantee to the audit provided for in this subsection.

See MCA§ 5-13-308 (identifying "[t]he objectives of financial compliance, performance, and information system audits"); *see also* MCA§ 5-13-321 (authorizing the auditor to participate in joint audits).

Senate Bill 490, which I signed into law today, bears this out. In Senate Bill 490, even when duly elected legislators subpoena information from a person (including an agency), the subpoena must identify a legitimate legislative purpose, and the person subpoenaed may deny producing confidential information in the same way a records request could be denied under the Right to Know. Senate Bill 73, then, gives an unelected bureaucrat unfettered access to confidential information that neither the public under the constitutional Right to Know nor even the Legislature itself has access.

In the attached letters, you will find what officials with the Departments of Administration, Labor and Industry (DLI), Natural Resources and Conservation, and Public Health and Human Services, as well as the Montana Federation of Public Employees, have identified as citizens' private information that Senate Bill 73 puts squarely in jeopardy. The disclosure of some of this private, confidential information could result in violations of federal law and regulation and could be very costly to Montana taxpayers. The following is a noncomprehensive list of what these officials provided my office so I could better understand what privacy interests and citizens' private, confidential information are at risk with Senate Bill 73:

- Protected health information, including medical conditions, medical histories and medical treatments;
- Tax information;
- Social Security information;
- Financial and banking information, including financial and bank statements;
- Confidential personnel files containing private information about personal health and family matters;
- Confidential litigation information, even amid pending or ongoing litigation; and
- Confidential information kept by DLI's Human Rights Bureau.

Furthermore, Senate Bill 73 substitutes the will of Montanans for that of an unelected legislative auditor by unprecedently allowing elected officials to be categorically removed from office for failing to produce constitutionally protected documents. Even in the face of outright election fraud, the removal of an elected official is only successful if the fraud proved in court is so prevalent as to render the outcome of the election uncertain. This is true across the country, and the rationale is clear: the will of the voters is paramount and, without compelling reason of the highest order, must be honored. If audit interference should rise to the level of removal, Montana law already provides adequate procedures, such as impeachment or recall, which reserve that ability squarely with the people and the people's elected representatives.

Finally, providing an auditor with sweeping, unchecked authority, as Senate Bill 73 does, runs counter to efforts in other states to rein in auditors' overreach and protect citizens' personal, private information. Most recently, in response to an elected state auditor accessing citizens' confidential, private information, including medical records, the Iowa Legislature passed a bill to limit the state auditor's access to personal information. Under the bill, the auditor would maintain access to de-identified, redacted information to protect citizens' privacy. In Iowa, the Legislature restricted overreach from an elected auditor and

protected citizens' privacy; conversely in Montana, Senate Bill 73 expands the potential for overreach from an unelected auditor and undermines citizens' privacy.

For these reasons, in accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, **I hereby veto Senate Bill 73**: "AN ACT CLARIFYING AN AGENCY'S DUTY TO PERMIT INSPECTION, EXAMINATION, AND REPRODUCTION OF RECORDS FOR LEGISLATIVE AUDIT PURPOSES; PROVIDING THAT AUDIT MATERIALS ARE CONFIDENTIAL PRIOR TO PRESENTATION OF THE AUDIT REPORT TO THE LEGISLATIVE AUDIT COMMITTEE; PROVIDING THAT FAILURE TO COMPLY WITH DUTY CONSTITUTES OFFICIAL MISCONDUCT; AMENDING SECTIONS 2-18-816 AND 5-13-309, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

Sincerely,

Greg Gianforte
Governor

May 19, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59601

Dear President Ellsworth:

On Friday, May 19, 2023, I signed the following bills:

Senate Bill 3 - Cuffe
Senate Bill 6 - Gross
Senate Bill 10 – O'Brien
Senate Bill 11 - Usher
Senate Bill 27 - Sales
Senate Bill 38 - Brown
Senate Bill 46 – McKamey
Senate Bill 47 - Manzella
Senate Bill 59 - Fitzpatrick
Senate Bill 93 – Cuffe
Senate Bill 94 - Usher
Senate Bill 96 - Usher
Senate Bill 104 - Fuller
Senate Bill 116 - Lenz
Senate Bill 122 - Hertz
Senate Bill 123 - Hertz
Senate Bill 144 - Tempel
Senate Bill 148 - Lenz

Senate Bill 149 - Lenz
Senate Bill 151 - Lenz
Senate Bill 169 - Hertz
Senate Bill 182 - Lenz
Senate Bill 195 - Trebas
Senate Bill 209 - Hertz
Senate Bill 219 - Curdy
Senate Bill 221 - Usher
Senate Bill 229 - Usher
Senate Bill 247 - Fitzpatrick
Senate Bill 265 - Noland
Senate Bill 278 - Fitzpatrick
Senate Bill 280 - Lang
Senate Bill 294 - Usher
Senate Bill 295 - Gillespie
Senate Bill 322 - Fitzpatrick
Senate Bill 325 - Friedel
Senate Bill 327 - Glimm
Senate Bill 328 - Lenz
Senate Bill 332 - Hertz
Senate Bill 352 - Lenz
Senate Bill 359 - Vermeire
Senate Bill 374 - Curdy
Senate Bill 375 - Lang
Senate Bill 380 - Small
Senate Bill 382 - Mandeville
Senate Bill 384 - Zolnikov
Senate Bill 393 - Fitzpatrick
Senate Bill 424 - Mandeville
Senate Bill 443 - Friedel
Senate Bill 458 - Glimm
Senate Bill 487 - Vance
Senate Bill 490 - Hertz
Senate Bill 498 - Morigeau
Senate Bill 505 - Hertz
Senate Bill 506 - Hertz
Senate Bill 507 - Zolnikov
Senate Bill 510 -Fitzpatrick
Senate Bill 518 - Manzella
Senate Bill 521 - Vance
Senate Bill 530 - Hertz
Senate Bill 531 - Salomon
Senate Bill 535 - Lynch
Senate Bill 536 - Hertz
Senate Bill 540 - Zolnikov
Senate Bill 544 - Curdy
Senate Bill 550 - Hertz
Senate Bill 554 - Hertz

Senate Bill 557 - Noland
Senate Bill 558 - Morigeau
Senate Bill 564 - McGillvray

The bills have been delivered to the Secretary of State's Office.

Sincerely,

Greg Gianforte
Governor

May 22, 2023

MESSAGES FROM THE GOVERNOR
Reference: Signed Bills

May 22, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59601

Dear President Ellsworth:

On Monday, May 22, 2023, I signed the following bills:

Senate Bill 75 – Fitzpatrick
Senate Bill 246 – Zolnikov
Senate Bill 253 – Hertz
Senate Bill 285 – Glimm
Senate Bill 303 – Hertz
Senate Bill 334 – Esp
Senate Bill 362 – Morigeau
Senate Bill 425 – Small
Senate Bill 445 – Bogner
Senate Bill 522 – Zolnikov
Senate Bill 561 – Hinebauch

The bills have been delivered to the Secretary of State's Office.

Sincerely,

Greg Gianforte
Governor

May 30, 2023

BILLS AND JOURNALS

Signed by the Secretary of the Senate at 8:00 a.m., May 19, 2023: **SB 19, SB 351**.
Signed by the President of the Senate at 10:00 a.m., May 23, 2023: **SB 19, SB 351**.
Signed by the Speaker of the House at 4:00 p.m., May 27, 2023: **SB 19, SB 351**.
Delivered to the Governor at 8:00 a.m., May 30, 2023: **SB 19, SB 351**.

June 7, 2023

MESSAGES FROM THE GOVERNOR
Reference: Signed Bills

June 7, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59601

Dear President Ellsworth:

On Wednesday, June 7, 2023, I signed the following bills:

Senate Bill 19 - Regier
Senate Bill 351 - Zolnikov

The bills have been delivered to the Secretary of State's Office.

Sincerely,

Greg Gianforte
Governor

June 20, 2023

BILLS AND JOURNALS

Signed by the Secretary of the Senate at 4:30 p.m., May 4, 2023: **SB 397, SB 516**.
Signed by the President of the Senate at 10:30 a.m., June 8, 2023: **SB 397, SB 516**.
Signed by the Speaker of the House at 1:45 p.m., June 20, 2023: **SB 397, SB 516**.
Delivered to the Governor at 2:00 p.m., June 20, 2023: **SB 397, SB 516**.

Signed by the Secretary of the Senate at 11:00 a.m., June 20, 2023: **SB 184, SB 254**.
Signed by the President of the Senate at 12:55 p.m., June 20, 2023: **SB 184, SB 254**.
Signed by the Speaker of the House at 1:45 p.m., June 20, 2023: **SB 184, SB 254**.
Delivered to the Governor at 2:00 p.m., June 20, 2023: **SB 184, SB 254**.

June 29, 2023

MESSAGES FROM THE GOVERNOR
Reference: Signed Bills

June 29, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59620

Dear President Ellsworth:

On Thursday, June 29, 2023, I signed the following bills:

Senate Bill 184 – Lenz
Senate Bill 254 – Bogner
Senate Bill 397 – Bogner
Senate Bill 516 - Gross

The bills have been delivered to the Secretary of State's Office.

Sincerely,

Greg Gianforte
Governor

July 18, 2023

July 18, 2023

The Honorable Jason Ellsworth
President of the Senate
State Capitol
Helena, MT 59601

Dear President Ellsworth:

On Tuesday, July 18, 2023, I signed the following bill:

Senate Bill 181 - Lenz

The bill has been delivered to the Secretary of State's Office.

Sincerely,

Greg Gianforte
Governor

FINAL RESOLUTION OF INTRODUCED BILLS

Attached is a report providing the final status of every Senate bill, joint resolution, and resolution that was introduced during the 2023 regular legislative session. The date of the report is July 6, 2023.

MARILYN MILLER
Secretary of the Senate

JASON ELLSWORTH
President of the Senate